

Extra Ordinary Part - IV / 2014

Extra No.	Date	Department
Extra No.1	18-03-2014	Legislative & Parliamentary Affairs Department
Extra No.2	18-03-2014	Legislative & Parliamentary Affairs Department
Extra No.3	18-03-2014	Legislative & Parliamentary Affairs Department
Extra No.4	20-03-2014	Legislative & Parliamentary Affairs Department
Extra No.5	07-06-2014	Legislative & Parliamentary Affairs Department
Extra No.6	28-07-2014	Legislative & Parliamentary Affairs Department
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Extra No.20	25-09-2014	Legislative & Parliamentary Affairs Department
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Extra No.23	05-11-2014	Legislative & Parliamentary Affairs Department
Extra No.24	21-11-2014	Legislative & Parliamentary Affairs Department
Extra No.25	28-11-2014	Legislative & Parliamentary Affairs Department
Extra No.26	28-11-2014	Legislative & Parliamentary Affairs Department
Extra No.27	28-11-2014	Legislative & Parliamentary Affairs Department
Extra No.28	28-11-2014	Legislative & Parliamentary Affairs Department
Extra No.29	29-11-2014	Legislative & Parliamentary Affairs Department
Extra No.30	29-11-2014	Legislative & Parliamentary Affairs Department



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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV

Acts of Gujarat Legislature and Ordinances promulgated and
Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 13th March, 2014, is hereby published for general information.

Arvind Agarwal,
Principal Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 1 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 18th March, 2014).

AN ACT

further to amend the Gujarat Private Universities Act, 2009.

Guj. 8 of 2009.

WHEREAS the Institute for Technology and Management (ITM Group), Mumbai had applied to the State Government under the provisions of the Gujarat Private Universities Act, 2009 to establish a Private University in the State;

AND WHEREAS the said application has been scrutinized by the Scrutiny Committee and on the report of Scrutiny Committee, the State Government has issued the letter of intent to the sponsoring body for establishment of the Private University;

AND WHEREAS the State Government is satisfied that the sponsoring body has complied with the conditions of letter of intent as provided in section 10 of the said Act and has also established the Endowment Fund as per the letter of intent;

NOW, THEREFORE, the Government of Gujarat, in accordance with the provisions of section 10 of the said Act, includes the institution specified in column 2 of the Schedule as the Private University, by the name, location and jurisdiction, of the aforesaid sponsoring body as specified in column 4 of the Schedule.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

Short title and commencement. 1. (1) This Act may be called the Gujarat Private Universities (Amendment) Act, 2014.

(2) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

Amendment of Schedule to Guj. 8 of 2009. 2. In the Gujarat Private Universities Act, 2009, in the Schedule, after the entry at serial No. 13, the following entry shall be inserted, namely:-

Sr. No.	Name and Address of the Private University.	Details of Registration and Registration Number.	Sponsoring Body.
1.	2.	3.	4.
"14.	ITM Vocational University, Near Ajwa Garden, Ajwa-Nimeta Road, Village Rawal, Waghodia, Dist.- Vadodara.	Registered under section 25 of the Companies Act, 1956 Registration No. U80903GJ2012 NPL072025 Ahmedabad. Dated : 19/09/2012	Institute for Technology and Management (ITM Group), Mumbai. Platinum Techno Park, Sector-30A, Vashi, Navi Mumbai-400705."



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Arvind Agarwal,
Principal Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 2 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 18th March, 2014).

AN ACT

to repeal certain obsolete Acts.

WHEREAS it is expedient to repeal certain obsolete Acts.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Repealing Act, 2014.
2. The Acts specified in the Schedule are hereby repealed.

Short title.

Repeal of
certain Acts.

SCHEDULE

(See section 2)

Year	Citation	Short title of the Act
1890	Bom. V 1890.	The Gujarat Municipal Servants Act, 1890.
1965	Guj. 26 of 1965.	The Gujarat Local Authorities (Emergency Provisions) Act, 1965.



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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 13th March, 2014 is hereby published for general information.

ARVIND AGARWAL,

Principal Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 3 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 18th March, 2014).

AN ACT

to authorise withdrawal of certain sums from and out of the Consolidated Fund of the State of Gujarat for the services of a part of the financial year ending on the thirty-first day of March, 2015.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Appropriation (Vote on Account) Act, 2014. Short title.

2. From and out of the Consolidated Fund of the State of Gujarat, there may be withdrawn sums not exceeding those specified in column 3 of the Schedule hereto annexed amounting in the aggregate to the sum of forty thousand, three hundred twelve crores, fifty lakhs, forty-four thousands rupees towards defraying the several charges which will come in course of payment during the financial year 2014-2015. Withdrawal of Rs.403125044000 from and out of the Consolidated Fund of the State of Gujarat for the financial year 2014-2015.

3. The sums authorised to be withdrawn from and out of the Consolidated Fund of the State of Gujarat by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year. Appropriation.

SCHEDULE
(See sections 2 and 3)

Demand No. of Vote/ Appropriation	Services and Purposes	Revenue / Capital	Sums not exceeding		
			Voted	Charged on the Consolidated Fund	Total
1	2		3		
			Rs.	Rs.	Rs.
1	Agriculture and Co-operation Department	Revenue	60925000		60925000
		Capital	2433000		2433000
2	Agriculture	Revenue	7507606000		7507606000
		Capital	32667000		32667000
3	Minor Irrigation, Soil Conservation and Area Development.	Revenue	208028000		208028000
		Capital	334333000		334333000
4	Animal Husbandry	Revenue	1201592000		1201592000
5	Co-operation	Revenue	605141000		605141000
		Capital	75834000		75834000
6	Fisheries	Revenue	503622000		503622000
		Capital	53333000		53333000
7	Other Expenditure pertaining to Agriculture and Co-operation Department.	Capital	1367000		1367000
8	Education Department	Revenue	33643000		33643000
9	Education	Revenue	58852681000	690733000	59543414000
		Capital	6846177000		6846177000
10	Other expenditure pertaining to Education Department	Revenue	5957000		5957000
		Capital	138503000		138503000
11	Energy and Petro-Chemicals Department	Revenue	15018000		15018000
12	Tax collection charges (Energy and Petro- Chemicals Department)	Revenue	66157000		66157000
13	Power Projects	Revenue	13626167000		13626167000
		Capital	4139567000		4139567000
14	Other Expenditure pertaining to Energy and Petro-Chemicals Department	Revenue	1933000		1933000
		Capital	2440267000		2440267000
15	Finance Department	Revenue	65564000		65564000

Demand No. of Vote/ Appropriation	Services and Purposes	Revenue / Capital	Sums not exceeding		
			Voted	Charged on the Consolidated Fund	Total
1	2		3		
			Rs.	Rs.	Rs.
16	Tax Collection Charges (Finance Department)	Revenue	926207000		926207000
17	Treasury and Accounts Administration	Revenue	414187000		414187000
18	Pension and other Retirement Benefits	Revenue	20543073000	2052000	20545125000
19	Other expenditure pertaining to Finance Department	Revenue	14286216000		14286216000
		Capital	3767000	33000	3800000
20	Repayment of Debt pertaining to Finance Department and its Servicing	Revenue		48289248000	48289248000
		Capital		18344913000	18344913000
21	Food, Civil Supplies and Consumer Affairs Department.	Revenue	86757000		86757000
22	Civil Supplies	Revenue	639159000		639159000
23	Food	Revenue	314393000		314393000
		Capital	203268000		203268000
24	Other Expenditure pertaining to Food, Civil Supplies and Consumer Affairs Department	Capital	34000		34000
25	Forests and Environment Department	Revenue	43170000		43170000
26	Forests	Revenue	1176807000	552000	1177359000
		Capital	1016312000		1016312000
27	Environment	Revenue	39200000		39200000
28	Other expenditure pertaining to Forest and Environment Department.	Capital	1533000		1533000
29	Governor	Revenue		19557000	19557000
30	Council of Ministers	Revenue	9300000		9300000
31	Elections	Revenue	2736790000		2736790000

Demand No. of Vote/ Appropriation	Services and Purposes	Revenue / Capital	Sums not exceeding		
			Voted	Charged on the Consolidated Fund	Total
1	2		3		
			Rs.	Rs.	Rs.
32	Public Service Commission	Revenue	18793000	30438000	49231000
33	General Administration Department	Revenue	369490000		369490000
34	Economic Advice and Statistics	Revenue	380869000		380869000
35	Other Expenditure pertaining to General Administration Department	Revenue	63978000	3330000	67308000
		Capital	2755187000		2755187000
36	State Legislature	Revenue	83137000	1313000	84450000
37	Loans and Advances to Government Servants in Gujarat Legislature Secretariat	Capital	1136000		1136000
38	Health and Family Welfare Department	Revenue	31859000		31859000
39	Medical and Public Health	Revenue	9803153000		9803153000
		Capital	3930567000		3930567000
40	Family Welfare	Revenue	1916980000		1916980000
		Capital	44011000		44011000
41	Other expenditure pertaining to Health and Family Welfare Department	Capital	1833000		1833000
42	Home Department	Revenue	63743000		63743000
43	Police	Revenue	9691475000		9691475000
44	Jails	Revenue	269544000		269544000
45	State Excise	Revenue	47117000		47117000
46	Other Expenditure pertaining to Home Department.	Revenue	406345000	2000000	408345000
		Capital	837179000		837179000
47	Industries and Mines Department.	Revenue	49101000		49101000

Demand No. of Vote/ Appropriation	Services and Purposes	Revenue / Capital	Sums not exceeding		
			Voted	Charged on the Consolidated Fund	Total
1	2		3		
			Rs.	Rs.	Rs.
48	Stationery and Printing	Revenue	197379000		197379000
49	Industries	Revenue	2973654000		2973654000
		Capital	1796250000		1796250000
50	Mines and Minerals	Revenue	452410000		452410000
		Capital	10000000		10000000
51	Tourism	Revenue	45815000		45815000
		Capital	1025000000		1025000000
52	Other Expenditure pertaining to Industries and Mines Department	Revenue	122517000		122517000
		Capital	217167000		217167000
53	Information and Broadcasting Department	Revenue	6114000		6114000
54	Information and Publicity	Revenue	295899000		295899000
55	Other Expenditure pertaining to Information and Broadcasting Department	Revenue	22207000		22207000
		Capital	700000		700000
56	Labour and Employment Department	Revenue	38257000		38257000
57	Labour and Employment	Revenue	1489300000		1489300000
		Capital	293400000		293400000
58	Other Expenditure Pertaining to Labour and Employment Department	Capital	1083000		1083000
59	Legal Department	Revenue	29267000		29267000
60	Administration of Justice	Revenue	2508705000	285711000	2794416000
61	Other Expenditure pertaining to Legal Department	Revenue	189510000		189510000
		Capital	5900000		5900000
62	Legislative and Parliamentary Affairs Department	Revenue	29362000		29362000

Demand No. of Vote/ Appropriation	Services and Purposes	Revenue / Capital	Sums not exceeding		
			Voted	Charged on the Consolidated Fund	Total
1	2		3		
			Rs.	Rs.	Rs.
63	Other Expenditure pertaining to Legislative and Parliamentary Affairs Department	Capital	250000		250000
64	Narmada, Water Resources, Water Supply and Kalpsar Department	Revenue	67439000		67439000
65	Narmada Development Scheme	Capital	16980386000		16980386000
66	Irrigation and Soil Conservation	Revenue	2854650000		2854650000
		Capital	10338728000	33333000	10372061000
67	Water Supply	Revenue	308133000		308133000
		Capital	3610000000		3610000000
68	Other Expenditure pertaining to Narmada, Water Resources, Water Supply and Kalpsar Department.	Revenue		100000000	100000000
		Capital	3667000		3667000
69	Panchayats, Rural Housing and Rural Development Department	Revenue	33057000		33057000
70	Community Development	Revenue	3892116000		3892116000
71	Rural Housing and Rural Development	Revenue	4288646000	652500000	4941146000
72	Compensation and Assignments	Revenue	456440000		456440000
73	Other Expenditure pertaining to Panchayats, Rural Housing and Rural Development Department	Revenue	1810790000		1810790000
		Capital	13437000		13437000
74	Transport	Revenue	2953355000		2953355000
		Capital	1346667000		1346667000

Demand No. of Vote/ Appropriation	Services and Purposes	Revenue / Capital	Sums not exceeding		
			Voted	Charged on the Consolidated Fund	Total
1	2		3		
			Rs.	Rs.	Rs.
75	Other expenditure pertaining to Ports and Transport Department	Revenue	248082000		248082000
		Capital	82434000		82434000
76	Revenue Department	Revenue	119176000		119176000
77	Tax collection charges(Revenue Department)	Revenue	1201293000		1201293000
78	District Administration	Revenue	1202093000		1202093000
79	Relief on account Natural Calamities	Revenue	4144289000		4144289000
		Capital	20000000		20000000
80	Dang District	Revenue	153100000		153100000
81	Compensation and Assignment	Revenue	168975000	300000	169275000
		Capital	367000	67000	434000
82	Other expenditure pertaining to Revenue Department	Revenue	6070000		6070000
		Capital	870000		870000
83	Roads and Building Department	Revenue	51684000		51684000
84	Non-Residential Buildings	Revenue	2074481000	1867000	2076348000
		Capital	4160710000		4160710000
85	Residential Buildings	Revenue	600841000		600841000
		Capital	679569000		679569000
86	Roads and Bridges	Revenue	9261782000	13733000	9275515000
		Capital	6881500000	12667000	6894167000
87	Gujarat Capital Construction Scheme	Revenue	56058000		56058000
		Capital	729000000		729000000
88	Other expenditures pertaining to Roads and Buildings Department	Revenue	56848000	46667000	103515000
		Capital	21267000		21267000
89	Science and Technology Department	Revenue	363951000		363951000
90	Other Expenditure pertaining to Science and Technology Department	Revenue	327800000		327800000
		Capital	33233000		33233000

Demand No. of Vote/ Appropriation	Services and Purposes	Revenue / Capital	Sums not exceeding		
			Voted	Charged on the Consolidated Fund	Total
1	2		3		
			Rs.	Rs.	Rs.
91	Social Justice and Empowerment Department	Revenue	20772000		20772000
92	Social security and welfare	Revenue	3342946000	5750000	3348696000
		Capital	49427000		49427000
93	Welfare of Scheduled Tribes	Revenue	813775000		813775000
		Capital	43833000		43833000
94	Other Expenditure pertaining to Social Justice and Empowerment Department	Capital	533000		533000
95	Scheduled Castes Sub-Plan	Revenue	6225035000		6225035000
		Capital	2685819000		2685819000
96	Tribal Area Sub- Plan	Revenue	16463940000	20000000	16483940000
		Capital	9480477000	20000000	9500477000
97	Sports, Youth and Cultural Activities Department	Revenue	17855000		17855000
98	Youth Services and Cultural Activities	Revenue	774362000		774362000
		Capital	35333000		35333000
99	Other expenditure pertaining to Sports, Youth and Cultural Activities Department	Capital	385000		385000
100	Urban Development and Urban Housing Department	Revenue	18280000		18280000
101	Urban Housing	Revenue	1595712000	439630000	2035342000
102	Urban Development	Revenue	20762568000		20762568000
		Capital	1833333000		1833333000
103	Compensation, Assignment and Tax Collection Charges	Revenue	460667000	100000000	560667000
104	Other Expenditure pertaining to Urban Development and Urban Housing Department	Revenue	1107000		1107000
		Capital	537000		537000

Demand No. of Vote/ Appropriation	Services and Purposes	Revenue / Capital	Sums not exceeding		
			Voted	Charged on the Consolidated Fund	Total
1	2		3		
			Rs.	Rs.	Rs.
105	Women and Child Development Department	Revenue	9295000		9295000
106	Other Expenditure pertaining to Women and Child Development Department	Revenue	5302956000	2233000	5305189000
		Capital	321884000		321884000
107	Climate Change Department	Revenue	2938000		2938000
108	Other Expenditure pertaining to Climate Change Department	Revenue	365333000		365333000
	Total:	Revenue	248443963000	50707614000	299151577000
		Capital	85562454000	18411013000	103973467000
	Grand Total:		334006417000	69118627000	403125044000



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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and
Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to
by the Governor on the 19th March, 2013, is hereby published for general
information.

C. J. GOTHI,
Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 4 OF 2013.

(First published, after having received the assent of the Governor, in
the "Gujarat Government Gazette", on the 20th March, 2013).

AN ACT

to repeal the Bombay Inams (Kutch Area) Abolition Act, 1958.

WHEREAS it is expedient to repeal obsolete Act, it is hereby enacted
in the Sixty-second Year of the Republic of India as follows :-

1. This Act may be called the Bombay Inams (Kutch Area) Abolition Short title.,
(Repeal) Act, 2011.

- Repeal. 2. The Bombay Inams (Kutch Area) Abolition Act, 1958 is hereby repealed. Bom. XCVIII of 1958.
- Savings. 3. (1) Notwithstanding the repeal of the Bombay Inams (Kutch Area) Abolition Act, 1958 (hereinafter referred to as "the said Act"),-
- (a) land made liable to payment of land revenue in accordance with the Bombay Land Revenue Code, 1879 and the rules made thereunder by the said Act shall continue to be so liable, and Bom. V of 1879.
- (b) the liability to pay land revenue levied under the said Code imposed on the holder of land by the said Act shall continue.
- (2) The repeal of the said Act shall not affect-
- (a) any restriction imposed by the said Act on transfer of land; or
- (b) the application of the provisions of the Bombay Tenancy and Agricultural Lands (Vidarbha Region and Kutch Area) Act, 1958 to any land or the relationship between holder of land or, as the case may be, landlord and his tenant made by the said Act. Bom. XCIX of 1958.
- (3) Without prejudice to the provisions contained in sub-sections (1) and (2) and subject thereto, section 7 of the Bombay General Clauses Act, 1904 shall apply in relation to the repeal of the said Act as if the said Act had been an enactment within the meaning of the said section 7. Bom. 1 of 1904.
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वार्षिक खवाजमनो दर रु. 3000/-

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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 6th June, 2014 is hereby published for general information.

ARVIND AGARWAL,
Principal Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 5 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 7th June, 2014).

AN ACT

to establish a State School Service Commission for recruitment of teachers and headmasters in the registered private Secondary and Higher Secondary Schools including Primary Schools receiving grants-in-aid from the State Government and for the matters connected therewith or incidental thereto.

It is hereby enacted in the Sixty-fourth Year of the Republic of India as follows:-

1. (1) This Act may be called the Gujarat State School Service Commission Act, 2013.
- (2) It extends to the whole of the State of Gujarat.
- (3) It shall apply to the Government-aided private Secondary, Higher Secondary and Primary Schools.
- (4) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

Short title,
extent,
commencement
and application.

Definitions. 2. In this Act, unless the context other wise requires, --

- (1) (a) "Board" means the Gujarat Secondary and Higher Secondary Education Board established under the Gujarat Secondary and Higher Secondary Education Act, 1972; Guj. 18 of 1973.
- (b) "Chairman" means the Chairman of the Commission appointed under section 4;
- (c) "Commission" means the Gujarat State School Service Commission constituted under section 3;
- (d) "headmaster" means the head of the teaching staff of a school by whatever name designated;
- (e) "higher secondary education" shall have the meaning as defined by clause (hh) of section 2 of the Gujarat Secondary and Higher Secondary Education Act, 1972; Guj. 18 of 1973.
- (f) "higher secondary school" shall have the meaning as defined by clause (hhh) of section 2 of the Gujarat Secondary and Higher Secondary Education Act, 1972; Guj. 18 of 1973.
- (g) "member" means a member of the Commission and includes the Chairman;
- (h) "prescribed" means prescribed by rules made under section 16;
- (i) "primary education" shall have the meaning as defined by clause (15) of section 2 of the Gujarat Primary Education Act, 1947; Bom. LXI of 1947.
- (j) "primary school" shall have the meaning as defined by clause (17) of section 2 of the Gujarat Primary Education Act, 1947; Bom. LXI of 1947.
- (k) "regulations" means the regulations of the Commission made under section 17;
- (l) "school" means a recognised Government aided--
 - (i) primary school or educational institution or part or the department of such school or institution imparting instruction in primary education, or
 - (ii) secondary school or educational institution or part or the department of such school or institution imparting instruction in secondary education, or
 - (iii) higher secondary school or educational institution (other than a college) or part or the department of such school or institution imparting instruction in higher secondary education;

Guj.18
of 1973.

(m) "secondary education" shall have the meaning as defined by clause (u) of section 2 of the Gujarat Secondary and Higher Secondary Education Act, 1972;

Guj.18
of 1973.

(n) "secondary school" shall have the meaning as defined by clause (v) of section 2 of the Gujarat Secondary and Higher Secondary Education Act, 1972;

(o) "Secretary" means the Secretary of the Commission;

(p) "teacher" means an assistant teacher or any other person holding a teaching post in a school and includes the headmaster.

Bom.LXI of
1947.
Guj.18 of
1973.

(2) Words and expressions used but not defined in this Act shall have the meanings respectively assigned to them under the Gujarat Primary Education Act, 1947 or the Gujarat Secondary and Higher Secondary Education Act, 1972.

3. (1) For the purpose of selection of persons to the posts of teachers and headmasters in the grant-in-aid private schools, the State Government shall, by notification in the *Official Gazette*, constitute a Commission by the name of the "Gujarat State School Service Commission" with effect from such date as it may specify in the notification.

Constitution
of Commission.

(2) (i) The Commission shall consist of three members out of whom one shall be the Chairman.

(ii) Of the three members as aforesaid, one shall be a person who, not being an educationist, occupies or has occupied, in the opinion of the State Government, a position of eminence in public life or in judicial or administrative service, and the remaining members shall have teaching experience, either as a teacher of a University or as a principal of a college for a period of not less than ten years, or as a teacher other than principal of a college, or as a headmaster, for a period of not less than fifteen years.

4. (1) (i) The Chairman and other members shall be appointed by the State Government.

(ii) The Chairman and other members shall hold office for a term of four years:

Appointment
and terms and
conditions of
service of a
Chairman and
members.

Provided that a person who has held office of the Chairman or other member shall, on the expiration of the term of his office, be eligible for further appointment as the Chairman or the member:

Provided further that no person who has attained the age of sixty-two years shall be eligible to hold office as the Chairman or the member.

- (2) If the office of the Chairman or any other member becomes vacant by reason of resignation or otherwise or if the Chairman is, by reason of absence or for any other reason, unable to perform the duties of his office, then, until a Chairman or other member is appointed under sub-section (1) or until the Chairman or the member resumes his duties, as the case may be, the duties of the Chairman or the other member, as the case may be, shall be performed by such other member as the State Government may appoint in this behalf.
- (3) The Chairman or any other member may resign his office by writing under his hand addressed to the State Government, but he shall continue in the office until the resignation is accepted by the State Government.
- (4) (i) The Chairman shall be a whole-time salaried officer and the other members shall be honorary.
- (ii) The salary of the Chairman and the honorarium of the other members shall be such as may be determined by the State Government.
- (iii) Subject to the foregoing provisions of this sub-section, the other terms and conditions of office of the Chairman and other members shall be such as may be prescribed.

Disqualifications of member. 5. The State Government may, after making an inquiry in such manner as may be prescribed, remove the Chairman or any member from his office if he —

- (i) is adjudged insolvent; or
- (ii) is of unsound mind and stands so declared by the competent court; or
- (iii) is convicted of any offence which, in the opinion of the State Government involves moral turpitude; or
- (iv) is found guilty of misconduct in discharge of his duties; or
- (v) has become physically or mentally incapable of discharging duties as a Chairman or the member.

Staff of Commission. 6.

- (1) The staff of the Commission shall consist of —
 - (i) Secretary, who shall be appointed by the State Government, and
 - (ii) such other employees as the Commission may, with the previous approval of the State Government, appoint.
- (2) The salary of the Secretary and other employees of the Commission shall be such as may be determined by the State Government.
- (3) The other terms and conditions of service—
 - (i) of the Secretary shall be such as may be prescribed, and
 - (ii) of the other employees of the Commission shall be such as may be provided for by regulations.

7. (1) Notwithstanding anything contained in any other law for the time being in force or in any contract, custom or usage to the contrary, it shall be the duty of the Commission to select persons for appointment to the posts of teachers in schools. **Functions of Commission.**
- (2) It shall be the duty of the Commission to advise the State Government on such matters as may be referred to it by the State Government.
8. (1) The procedure for selection of persons for appointment to the posts of teachers shall be such as may be prescribed. **Manner and scope of selection of persons and procedure for conduct of business of Commission.**
- (2) The manner in which the Commission shall conduct its business shall be such as may be prescribed by regulations.
9. (1) Notwithstanding anything contained in any other law for the time being in force or in any contract, custom or usage to the contrary, no appointment to the posts of teachers in a school shall be made by the managing committee, by whatever name called, except on the recommendation of the Commission. **No appointment of teachers except on recommendation of Commission.**
- (2) Any appointment of a teacher made on or after the commencement of this Act in contravention of the provisions of this Act shall be invalid and shall have no effect and the teacher so appointed shall not be a teacher within the meaning of clause (p) of section 2.
10. Notwithstanding anything contained in this Act, the terms and conditions of service of teachers of a school appointed immediately before the commencement of this Act shall not be varied to the disadvantage of such teachers in so far as such terms and conditions relating to the appointment of such teachers to the posts held by them immediately before the commencement of this Act. **Protection of Teachers.**
11. The Commission may call for any record, report or other information from any school or the Board if, in its opinion, such record, report or other information is necessary for efficient discharge of its functions, and the school or the Board, as the case may be, shall furnish such record, report or other information to the Commission. **Commission to call for records, etc.**
12. The Commission shall submit annually to the State Government a report as to the activities carried out by it in performance of its duties and as soon as may be after the receipt of such report, the State Government shall cause a copy thereof to be laid before the State Legislature. **Report of Commission.**
13. The Chairman and other members and persons appointed under this Act shall, while acting or purporting to act under this Act, or any rules or regulations made there under be deemed to be public servants within the meaning of section 21 of the Indian Penal Code. **Members, etc. to be public servants.**

Acts and
proceedings
not to be
invalid by
reason of
vacancy.

14. No act or proceedings of the Commission shall be invalid by reason of any vacancy in the office of the Chairman or any other member of the Commission.

Act not to
apply in
relation to
certain
schools.

15. The provisions of this Act shall not apply to –

- (i) a school established and administered by a minority, whether based on religion or language, or
- (ii) a school under any trust, established and administered by a minority, whether based on religion or language, or
- (iii) a school not receiving any financial assistance from the State Government, or
- (iv) a school established, owned or controlled by the State Government or local authority.

Power to
make
rules.

16. (1) The State Government may, by notification in the *Official Gazette*, make rules not inconsistent with this Act, for carrying out the purposes of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:--

- (i) The other terms and conditions of office of the Chairman and members under clause (iii) of sub-section (4) of section 4;
- (ii) the manner in which an inquiry is to be held for removal of the Chairman or any other member under section 5;
- (iii) the other terms and conditions of service of the Secretary under clause (i) of sub-section (3) of section 6;
- (iv) the procedure for selection of persons for appointment to the posts of teachers under sub-section (1) of section 8;
- (v) any other matters which may be, or is required to be, prescribed by rules.

(3) All rules made under this section shall be laid for not less than thirty days before the State Legislature, as soon as possible after they are made and shall be subject to rescission by the State Legislature or to such modification as the State Legislature may make during the session in which they are so laid or the session immediately following.

(4) Any rescission or modification so made by the State Legislature shall be published in the *Official Gazette*, and shall thereupon take effect.

Power to
make
regulations.

17. (1) The Commission may, with the previous approval of the State Government, make regulations, not inconsistent with the provisions of this Act or the rules made thereunder, for discharging of its functions under this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such regulations may provide for all or any of the following matters, namely:--

- (i) the other terms and conditions of service of the employees of the Commission under clause (ii) of sub-section (3) of section 6;
- (ii) the manner for the conduct of business of the Commission under sub-section (2) of section 8;
- (iii) any other matter which may be, or is required to be, prescribed by regulations.

18. In the performance of its functions under this Act, the Commission shall be bound by such directions on questions of policy as the State Government may give in writing to it from time to time in conformity with the provisions of this Act.

Power of State Government to give directions.

19. (1) If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by order published in the *Official Gazette*, make such provisions not inconsistent with the provisions of this Act as appear to it to be necessary or expedient for removing the difficulty:—

Power to remove difficulties.

Provided that no such order shall be made under this section after the expiry of three years from the commencement of this Act.

(2) Every order made under this section shall be laid as soon as may be after it is made before the State Legislature.

20. (1) If the State Government is of the opinion that the Commission has failed to discharge its functions in accordance with the provisions of this Act, the State Government may, by an order published in the *Official Gazette*, and stating the reasons therefore, dissolve the Commission with effect from such date as may be specified in the order.

Dissolution of Commission.

(2) Upon the dissolution of the Commission under sub-section (1), all the members of the Commission shall be deemed to have vacated their offices with effect from the date of such dissolution.

(3) The State Government may, at any time after the dissolution of the Commission under sub-section (1), reconstitute the Commission in accordance with the provisions of this Act.

21. Each of the Acts specified in the second column of the Schedule shall be amended in the manner and to the extent specified against it in the third column thereof.

Amendment of Bom. LXI of 1974 and Guj. 18 of 1973.

SCHEDULE

Sr. No.	Short title.	Extent of Amendment.	
1	2		3
1.	The Gujarat Primary Education Act, 1947(Bom. LXI of 1947).	Insertion of new section 23B in Bom. LXI of 1947.	<p>After section 23A, the following section shall be inserted, namely:-</p> <p style="text-align: center;">“23B. Notwithstanding anything contained in this Act, the selection of teachers and headmasters of registered Government aided private primary schools shall be made by the Gujarat State School Service Commission constituted under section 3 of the Gujarat State School Service Commission Act, of 2013.”.</p> <p style="text-align: center;">Selection of teachers and headmasters in Government aided private primary schools.</p>
2.	The Gujarat Secondary and Higher Secondary Education Act, 1972 (Guj. 18 of 1973).	<p>Amendment of section 17 of Guj. 18 of 1973.</p> <p>Amendment of section 34 of Guj. 18 of 1973.</p> <p>Substitution of section 35 of Guj. 18 of 1973.</p>	<p>1. In section 17, in clause (26), after the words “method of selection”, the bracket and words “(except for headmasters and teachers of registered Government aided private secondary and higher secondary schools)” shall be inserted.</p> <p>2. In section 34, in sub-section (2), after the word “recruitment”, the bracket and words “(except for headmasters and teachers of registered Government aided private secondary and higher secondary schools)” shall be inserted.</p> <p>3. For section 35, the following section shall be substituted, namely:-</p> <p style="text-align: center;">“35. The selection of teachers and headmasters of registered Government aided private secondary and higher secondary schools shall be made by the Gujarat State School Service Commission constituted under section 3 of the Gujarat State School Service Commission Act, of 2013.”.</p> <p style="text-align: center;">Selection of teachers and headmasters.</p>

Guj. 5 of 2014.

Guj. 5 of 2014.



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C.J.Gothi,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 6 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 28th July, 2014).

AN ACT

further to amend the Gujarat Court-fees Act, 2004.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Court-fees (Amendment) Act, 2014. Short title.

Guj. 4 of
2004.

2. In the Gujarat Court-fees Act, 2004, in Schedule I, in Article 15, in column 3, under the heading "Fees", for the words "One-half of the *ad-valorem* fee on the difference," the words "Ten per cent. of the *ad-valorem* fee on the difference," shall be substituted.

Amendment of
Schedule I to
Guj. 4 of 2004.



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C.J.Gothi,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 7 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 28th July, 2014).

AN ACT

further to amend the Gujarat Civil Courts Act, 2005.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Civil Courts (Amendment) Act, Short title. 2014.

Guj. 21 of 2005. 2. In the Gujarat Civil Courts Act, 2005 (hereinafter referred to as "the principal Act"), in section 14, for the words "or such other sum as the High Court may, from time to time specify", the words "or such other sum as the High Court may, by notification, from time to time specify" shall be substituted.

Amendment of
section 14 of Guj.
21 of 2005.

Insertion of new section 14A in Guj. 21 of 2005. 3. In the principal Act, after section 14, the following section shall be inserted, namely: -

Transfer of pending cases.

“14A. All suits and proceedings of a civil nature wherein the subject matter exceeds in amount or value of two lakhs rupees but does not exceed the value or amount as may be specified by the High Court, by notification, from time to time under section 14, pending in a Court of Senior Civil Judge shall, after such specification by notification, stand transferred to and be disposed of by a Civil Judge within the local limits of his ordinary jurisdiction.”.

Amendment of section 15 of Guj. 21 of 2005. 4. In the principal Act, in section 15, in sub-section (2), in clause (a), for the words “or such other sum as the High Court may, from time to time specify”, the words “or such other sum as the High Court may, by notification, from time to time specify” shall be substituted.



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C.J.Gothi,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 8 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 28th July, 2014).

An act

further to amend the Gujarat Tenancy and Agricultural Lands Act, 1948.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Tenancy and Agricultural Lands (Amendment) Act, 2014.

Short title.

Bom. LXVII of
1948.

2. In the Gujarat Tenancy and Agricultural Lands Act, 1948, after section 70, the following section shall be inserted, namely :-

Insertion of new
section 70A in
Bom. LXVII of
1948.

Regularisation
of certain sale of
land.

"70A. In case where a person is or was declared as a permanent tenant under section 70 by the Mamlatdar and Agricultural Lands Tribunal and subsequently on the basis of such order sale or more than one sale in respect of the land in question has taken place and if thereafter the order declaring a person as the permanent tenant is found not in accordance with law, then, the Collector, on an application made by the present occupant in this regard, shall, subject to other provisions of

this Act or any other law for the time being in force, proceed to impose the restrictions of section 43 of this Act in respect of such land and shall, after levying rupee one as the penalty and in consideration of payment of such amount as may be determined by the State Government by general or special order from time to time, pass an order regularising such sale, subject to such conditions as may be specified by him.”.

Extra No. 9

REGISTERED No. L2/RNP/G/GNR/84

વાર્ષિક લવાજમનો દર રૂ. ૩૦૦૦/-



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C. J. GOTHI,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 9 OF 2014.

(First published, after having received the assent of the Governor, in the "*Gujarat Government Gazette*", on the 28th July, 2014).

AN ACT

further to amend the Gujarat Agricultural Universities Act, 2004.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Agricultural Universities (Amendment) Act, 2014. **Short title.**

Guj. 5 of 2004. 2. In the Gujarat Agricultural Universities Act, 2004, (hereinafter referred to as "the principal Act"), in section 3, in sub-section (4), for clause (d), the following clause shall be substituted, namely :- **Amendment of section 3 of Guj. 5 of 2004.**

“(d) the Sardar Krushinagar Dantiwada Agricultural University shall be at Sardar Krushinagar.”.

Amendment of section 8 of Guj. 5 of 2004. 3. In the principal Act, in section 8, for clause (vii), the following clause shall be substituted, namely :-
“(vii) the Comptroller,”.

Amendment of section 10 of Guj. 5 of 2004. 4. In the principal Act, in section 10, -
(1) in sub-section (4), in the proviso, in clause (a), for the words “sixty-five years”, the words “seventy years” shall be substituted;
(2) in sub-section (6), for the portion beginning with the words “the Director of Research” and ending with the words “the Vice-Chancellor”, the following shall be substituted, namely :-
“the Vice-Chancellor of any Agricultural University or the Director of Research and Dean of Post-graduate Studies or any of the Deans of any Faculty, for the purpose, shall carry on current duties of the office of the Vice-Chancellor.”.

Amendment of section 18 of Guj. 5 of 2004. 5. In the principal Act, in section 18, in sub-section (1),-
(1) under the heading “Class I – *Ex-officio Members*”,-
(a) in clause (iv), the words “or an officer not below the rank of Deputy Secretary of that Department, designated by the Secretary” shall be added at the end;
(b) after clause (viii), the following clause shall be inserted, namely:-
“(ix) one Director, to be nominated by the Vice-Chancellor from amongst the Director of Research and Dean of Post-graduate Studies or the Director of Extension Education.”;
(2) under the heading “Class II – *Ordinary Members*”,-
(a) for the words “Five persons”, the words “Seven persons” shall be substituted;
(b) in clause (a), after sub-clause (iii), the following sub-clauses shall be inserted, namely :-
“(iv) one eminent woman social worker having experience in rural development;
(v) one distinguished agro-industrialist,”.

6. In the principal Act, in section 20, in sub-section (1), for clause (xxxi), the following clause shall be substituted, namely :-
“(xxxi) to make provision relating to use of English as medium of instruction and examination for Diploma, Degree and Post-graduate programmes and use of Gujarati as medium of instruction and examination for certificate courses;”.
- Amendment of section 20 of Guj. 5 of 2004.
7. In the principal Act, in section 25,-
- (1) in sub-section (1), after clause (a), the following clause shall be inserted, namely :-
“(a-i) the Minister of State for Agriculture and the Deputy Minister for Agriculture, Government of Gujarat, *ex-officio*;”;
- Amendment of section 25 of Guj. 5 of 2004.
- (2) in sub-section (2), in the proviso to clause (a), for the words “Deputy Minister”, the words “Minister of State or Deputy Minister” shall be substituted.
8. In the principal Act, in section 26,-
- (1) in sub-section (1), for the words “an Agriculture Research Organisation”, the words “a Research Council” shall be substituted;
- Amendment of section 26 of Guj. 5 of 2004.
- (2) in sub-section (2),-
- (a) for the words “The Agricultural Research Organisation”, the words “The Research Council” shall be substituted;
- (b) for clause (a), the following clause shall be substituted, namely :-
“(a) The Vice-Chancellor, who shall be the Head of the Council;”;
- (c) in clause (d), for the word “Organisation”, the word “Council” shall be substituted;
- (d) after clause (d), following clause shall be inserted, namely :-
“(e) the Director of Research and the Dean of Post- graduate Studies, who shall be the Secretary of the Council.”;
- (3) in sub-section (3), for the words “The Agricultural Research Organisation”, the words “The Research Council” shall be substituted;

- (4) in the marginal note, for the words "Agricultural Research Organisation", the words "Research Council" shall be substituted.

Amendment
of section 27
of Guj. 5 of
2004.

9. In the principal Act, in section 27, -

- (1) in sub-section (1), for the words "Agricultural Extension Education Organisation", the words "Extension Education Council" shall be substituted;

(2) in sub-section (2),-

- (a) for the words "The Agricultural Extension Education Organisation", the words "The Extension Education Council" shall be substituted;

- (b) for clause (a), the following clause shall be substituted, namely:-

"(a) the Vice-Chancellor, who shall be the Head of the Council;"

- (c) in clause (c), for the word "Organisation", the words "the Council" shall be substituted;

- (d) after clause (c), the following clause shall be inserted, namely:-

"(d) the Director of Extension Education, who shall be the Secretary of the Council";

- (3) in sub-section (3), for the words "The Agricultural Extension Education Organisation", the words "The Extension Education Council" shall be substituted.

Amendment of
section 40 of
Guj. 5 of 2004.

10. In the principal Act, in section 40, sub-section (2) shall be deleted.

Amendment of
section 41 of
Guj. 5 of 2004.

11. In the principal Act, in section 41, in sub-section (1), the words "including tutors and demonstrators" shall be deleted.

Amendment of
section 50 of
Guj. 5 of 2004.

12. In the principal Act, in section 50,-

- (1) in sub-section (1),-

(a) for the words "a college", the words "the University" shall be substituted;

(b) for the words "the Vice-Chancellor", occurring at two places, the words "the Board of Management" shall be substituted;

(2) in sub-section (2), in clause (b), for the words "the Vice-Chancellor" occurring at two places, the words "the Board of Management" shall be substituted.

13. In the principal Act, for the existing Schedule I, the following shall be substituted, namely:-

Amendment
of Schedule I
to Guj. 5 of
2004.

"SCHEDULE I
(See clause (20) of section 2)

UNIVERSITY AREA

PART I	
THE ANAND AGRICULTURAL UNIVERSITY	
1	Anand District
2	Ahmedabad District
3	Vadodara District
4	Dahod District
5	Panchmahal District
6	Kheda District
7	Mahisagar District
8	Chhotaudepur District
9	Botad District
PART II	
THE JUNAGADH AGRICULTURAL UNIVERSITY	
1	Amreli District
2	Bhavnagar District
3	Jamnagar District
4	Junagadh District
5	Porbandar District
6	Rajkot District
7	Surendranagar District
8	Morbi District
9	Gir Somnath District
10	Devbhumi Dwarka District

PART III	
THE NAVSARI AGRICULTURAL UNIVERSITY	
1	Bharuch District
2	Dang District
3	Narmada District
4	Navsari District
5	Surat District
6	Valsad District
7	Tapi District

PART IV	
THE SARDAR KRUSHINAGAR DANTIWADA AGRICULTURAL UNIVERSITY	
1	Banaskantha District
2	Gandhinagar District
3	Kutch District
4	Mehsana District
5	Patan District
6	Sabarkantha District
7	Arvalli District.”.



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C.J.Gothi,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 10 OF 2014.

(First published, after having received the assent of the Governor, in the "*Gujarat Government Gazette*", on the 28th July, 2014).

AN ACT

further to amend certain taxation laws.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Taxation Laws (Amendment) Act, 2014. Short title.
2. Each of the Acts specified in the second column of the Schedule shall be amended in the manner and to the extent specified against it in the third column thereof. Amendment of certain taxation laws.

SCHEDULE

Sr. No.	Short title	Extent of Amendment.	
1	2	3	
1.	The Gujarat State Tax on Professions, Trades, Callings and Employments Act, 1976. (President's Act No. 11 of 1976)	<p>Insertion of new section 17A in President's Act No. 11 of 1976.</p> <p>Tax to be first charge on property.</p>	<p>In the Gujarat State Tax on Professions, Trades, Callings and Employments Act, 1976, after section 17, the following section shall be inserted, namely :-</p> <p>"17A. Notwithstanding anything to the contrary contained in any law for the time being in force, any amount payable by a person on account of tax, interest or penalty for which he is liable to pay to the Government, shall be a first charge on the property of such person."</p>
2.	The Gujarat Entertainments Tax Act, 1977. (Guj. 16 of 1977)	<p>Insertion of new section 19A in Guj. 16 of 1977.</p> <p>Tax to be first charge on property.</p>	<p>In the Gujarat Entertainments Tax Act, 1977, after section 19, the following section shall be inserted, namely :-</p> <p>"19A. Notwithstanding anything to the contrary contained in any law for the time being in force, any amount payable by a proprietor or any other person on account of tax, interest or penalty for which he is liable to pay to the Government, shall be a first charge on the property of such proprietor or, as the case may be, such person."</p>

3.	The Gujarat Tax on Luxuries (Hotels and Lodging Houses) Act, 1977. (Guj. 24 of 1977)	Insertion of new section 8AA in Guj. 24 of 1977. Tax to be first charge on property.	In the Gujarat Tax on Luxuries (Hotels and Lodging Houses) Act, 1977, after section 8, the following section shall be inserted, namely :- "8AA. Notwithstanding anything to the contrary contained in any law for the time being in force, any amount payable by a proprietor or any other person on account of tax, interest or penalty for which he is liable to pay to the Government, shall be a first charge on the property of such proprietor or, as the case may be, such person."
4.	The Gujarat Tax on Entry of Specified Goods into Local Areas Act, 2001. (Guj. 22 of 2001)	Insertion of new section 16A in Guj. 22 of 2001. Tax to be first charge on property.	In the Gujarat Tax on Entry of Specified Goods into Local Areas Act, 2001, after section 16, the following section shall be inserted, namely :- "16A. Notwithstanding anything to the contrary contained in any law for the time being in force, any amount payable by a person on account of tax, interest or penalty for which he is liable to pay to the Government, shall be a first charge on the property of such person."



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The following Act of the Gujarat Legislature, having been assented to by the Governor on the 25th July, 2014, is hereby published for general information.

C. J. GOTHI,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 11 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 28th July, 2014).

AN ACT

further to amend the Gujarat Town Planning and Urban Development Act, 1976.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. (1) This Act may be called the Gujarat Town Planning and Urban Development (Amendment) Act, 2014.

Short title and
commencement.

(2) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

President's
Act No. 27
of 1976.

2. In the Gujarat Town Planning and Urban Development Act, 1976 (hereinafter referred to as "the principal Act"), in section 2, after clause (x), the following clause shall be inserted, namely:-

Amendment of
section 2 of
President's Act
No. 27 of 1976.

"(x-a) "development right" means a right to develop the land or building or both on any land to be acquired under section 20 to the extent as may be decided in the development plan;"

Amendment of
section 6 of
President's Act
No. 27 of 1976

3. In the principal Act, in section 6, in sub-section (2), insert the following proviso :-

Provided that in case the local authority does not set up the Planning Committee within a period of three months from the date on which it is required to set up such Committee, then, the State Government shall appoint such Committee.

Amendment of
section 6B of
President's Act
No. 27 of 1976

4. In the principal Act, in section 6B, in sub-section (1), after the words "appropriate authority", the words "other than the Urban Development Authority" shall be inserted;

Amendment of
section 12 of
President's Act
No. 27 of 1976

5. In the principal Act, in section 12, -

- (1) in sub-section (1), after the words "draft development", the words "which would be in conformity with the development plan under the provisions of the Gujarat Metropolitan Planning Committee Act, 2008" shall be inserted; Guj. 18 of 2008

- (2) in sub-section (2),-

- (i) in clause (a),-

- (a) after the word "commercial", the word "educational," shall be inserted;

- (b) the words "or such other purposes" shall be added at the end;

- (ii) in clause (c), after the words "natural reserves", the words "water body, water course" shall be inserted;

- (iii) in clause (h), the words "and of heritage buildings and heritage precincts" shall be added at the end;

- (iv) in clause (m), for the words "including imposition of", the words "including imposition of charges at such rate as may be provided for grant of Floor Space Index (FSI) or height, and also imposition of" shall be substituted and shall be deemed to have always been substituted with effect from 18th May, 2002.

Amendment of
section 14 in
President's Act
No. 27 of 1976

6. In the principal Act, in section 14, for the words "may modify such plan as he thinks fit", the words "and then shall submit the same to the State Government alongwith his or its opinion on such objections or suggestions" shall be substituted.

Deletion of
section 15 of
President's Act
No. 27 of 1976

7. In the principal Act, section 15 shall be deleted.

8. In the principal Act, in section 16,-
- (1) in sub-section (1), the words and figures "with the modifications, if any, made thereto under section 14 or section 15" shall be deleted; **Amendment of section 16 of President's Act No. 27 of 1976.**
- (2) in sub-section (2), the words and figures "or section 15" shall be deleted.
9. In the principal Act, in section 20, for sub-section (1), the following sub-section shall be substituted, namely:- **Amendment of section 20 of President's Act No. 27 of 1976.**
- "(1) The area development authority or any other authority for whose purpose land is designated in the final development plan for any purpose specified in clause (b), clause (d), clause (f), clause (k), clause (n) or clause (o) of sub-section (2) of section 12, may acquire the land,-
- (a) by an agreement, or;
- (b) in lieu of any development right by granting the owner against the area of land surrendered free of cost and free from all encumbrances;
- (c) under the provisions of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013." **30 of 2013.**
10. In the principal Act, in section 23, in sub-section (1),- **Amendment of section 23 of President's Act No. 27 of 1976.**
- (1) after clause (ii), the following clause shall be inserted, namely:-
- "(ii-a) to undertake the preparation and execution of Local Area Plan under the provisions of this Act, if so directed by the State Government;
- (2) after clause (ix), the following clause shall be inserted, namely:-
- "(ix-a) to levy and collect such fees or charges for the execution of works and for provision of other services and amenities as specified in the Local Area Plan."
11. In the principal Act, in section 35,- **Amendment of section 35 of President's Act No. 27 of 1976.**
- (1) in sub-section (1), in clause (d), for the words "five thousand rupees", the words "fifty thousand rupees" and for the words "one hundred rupees", the words "one thousand rupees" shall be substituted;

- (2) in sub-section (2), for the words "one thousand rupees", the words "ten thousand rupees" and for the words "one hundred rupees", the words "one thousand rupees" shall be substituted.

Amendment of
section 36 of
President's Act
No. 27 of 1976.

12. In the principal Act, in section 36, in sub-section (6), for the words "five thousand rupees", the words "fifty thousand rupees" and for the words "one hundred rupees", the words "one thousand rupees" shall be substituted.

Amendment of
section 40 of
President's Act
No. 27 of 1976.

13. In the principal Act, in section 40, -

- (1) for sub-section (1), the following sub-section shall be substituted, namely :-

"(1) Subject to the provisions of this Act or any other law for the time being in force, the appropriate authority may make one or more town planning schemes for the development area regard being had to the proposals in the final development plan and the directions issued by a general or special order by the State Government from time to time, if any:

Provided that the State Government may in this behalf direct by specific or general order to make town planning scheme to the concerned authority:

Provided further that where any town planning scheme is not made for any specific area, adjacent to any town planning scheme the owners of the lands of such area, may make a request to the concerned authority to make a town planning scheme.

- (2) in sub-section (3) -

(a) in clause (e), for the word "reservation", the word "earmarked" shall be substituted;

(b) in clause (j), the words "and of such other class of people as may be determined by the State Government" shall be added at the end;

(c) in clause (jj), in sub-clause (a), in item (iii), for the words "Draft Town Planning Scheme, and" the words "Draft Town Planning Scheme and also for industrial development, and" shall be substituted.

Amendment of
section 48 of
President's Act
No. 27 of 1976.

14. In the principal Act, in section 48, in sub-section (2), the following shall be inserted at the end, namely:-

“However, the State Government may, if deemed fit, by notification in the *Official Gazette*, return the scheme to the appropriate authority to carry out such modifications as may be directed, including the direction to include or exclude any land in question in the scheme. The appropriate authority shall comply with the directions of the State Government and shall, after following the procedure as laid down under sub-section (1) or sub-section (2) or both of section 42, submit the scheme within the specified time limit to the State Government.”.

15. In the principal Act, in section 50, in proviso to sub-section (1), for the words “date of publication of draft scheme”, the words “date of declaration of intention” shall be substituted.

Amendment of
section 50 of
President’s Act
No. 27 of 1976.

16. In the principal Act, in section 51,-

Amendment of
section 51 of
President’s Act
No. 27 of 1976.

- (1) in the proviso, after the words “period or periods”, the words “but not exceeding six months” shall be inserted;
- (2) after the existing proviso, the following proviso shall be inserted, namely :-

“Provided further that in respect of those draft town planning schemes wherein the Town Planning Officer has been appointed on or before the date of commencement of the Gujarat Town Planning and Urban Development (Amendment) Act, 2014, such period shall be extended from time to time as the State Government may by general or special order, specify, but not exceeding the period of eighteen months in aggregate from the commencement of the said Act.”.

Guj. 11 of 2014.

17. In the principal Act, in section 65, after sub-section (3), the following sub-section shall be inserted, namely:-

Amendment of
section 65 of
President’s Act No.
27 of 1976.

“(4) The appropriate authority shall, after the preliminary scheme is sanctioned by the State Government under sub-section (2), complete the execution of such scheme within a period of two years from the date of the sanction of such scheme, failing which the State Government may take such actions against appropriate authority as it deems fit.”.

18. In the principal Act, after section 67, the following section shall be inserted, namely:-

Insertion of new
section 67A in
President’s Act
No. 27 of 1976.

Manner of
resolution of
grievances after
sanctioning
scheme.

“67A. (1) In case where the final plot is allotted in joint ownership in the sanctioned preliminary or final scheme, then on application being made to the Committee by any of the joint owners, the Committee constituted under sub-section (2) shall give a notice to all the concerned and after giving them an opportunity of being heard, shall with respect to such final plot define the share of the joint holders and demarcate the area that may be allotted to each of them.

(2) The committee shall consist of the following members, namely:-

- (i) the Secretary, Urban Development and Urban Housing Department, shall be the Chairman;
- (ii) the Chief Town Planner, - Member Secretary, *ex-officio*; and
- (iii) any other member, appointed by the Chairman.

(3) The decision of the Committee in this regard shall be deemed to be the part of the scheme sanctioned under section 65.”.

Insertion of new
Chapter V-I in
President's Act
No. 27 of 1976.

19. In the principal Act, after Chapter V, the following Chapter shall be inserted, namely:-

“CHAPTER V-I

SPECIAL PROVISIONS FOR LOCAL AREA PLAN

Preparation,
sanction, etc. of
local area plan.

76A. (1) Subject to the provisions of this Act or any other law for the time being in force, the appropriate authority may make one or more Local Area Plan for the development area or any part thereof, regard being had to the proposals in the final development plan, if any.

(2) The Local Area Plans may be made in respect of any land which is a part of the sanctioned preliminary scheme or not. However, before making the Local Area Plan, the appropriate authority shall publish in the *Official Gazette*, the boundaries of area for which the Local Area Plan is to be made and in the local newspapers:

Provided that for making the Local Area Plan in respect of any land which is not a part of the sanctioned preliminary scheme, the prior permission of the State Government shall be necessary.

(3) The Local Area Plan may provide provisions for any of the following matters, namely:-

- (a) define and provide for the complete road and street pattern for the present and in the future and indicate the traffic circulation;

- (b) lay down in detail the projected road and street furniture;
 - (c) access, make projection for the future requirements of amenities, services and utilities such as transport, electricity, water, drainage, plantation and land scape;
 - (d) prescribe in detail the foot print, height and building envelope, control over architectural features including elevation and frontage, numbers of stories, size of buildings, courtyard, pickup and drop off points, entry points to the basement, parking and such other requirement to integrate the building envelope in the vicinity;
 - (e) indicate the phasing of the program of development and the cost of development and the share to be paid by each owner or the beneficiary;
 - (f) access the cost of works to be provided by the appropriate authority and the contribution of fees to be paid by different owners;
 - (g) make such provisions as are necessary which are enumerated in clause (m) of sub-section (2) of section 12;
 - (h) indicate in the plan and other document, the land which shall vest with the appropriate authority.
- (4) The appropriate authority, after making the draft Local Area Plan, shall-
- (a) for the purpose of making the Local Area Plan call a meeting or meetings of the persons affected by the Local Area Plan, by a public notice and notices to the individuals whose addresses are known, and explain the contents of the Local Area Plan for inviting their objections and suggestions on the said proposal.
 - (b) consider the objections and suggestions received under sub-clause (a), and modify the plan as it thinks fit and publish it in the *Official Gazette*, inviting objections and suggestions from the person affected by the Local Area Plan within a period of thirty days.
- (5) The appropriate authority may consider the objections and suggestions received under clause (b) of sub-section (4) and modify the plan if necessary and thereafter, the same shall be submitted to the State Government along with the objections and suggestions; and its conclusion thereon.

(6) On receipt of the draft Local Area Plan under sub-section (5), the State Government may, by notification,-

- (a) sanction such local area plan with or without modification or subject to such conditions as it may think fit to impose; or
- (b) return the plan to the appropriate authority with directions as it may think fit; or
- (c) refuse to accord sanction.”.

Insertion of new section 91A in President's Act No. 27 of 1976.

20. In the principal Act, after section 91, the following section shall be inserted, namely:-

Establishment of Consolidated Infrastructure Fund.

“91A. (1) Notwithstanding anything contained in this Act and the rules or regulations made thereunder, any amount received towards development charge and fees collected under clause (vii-a) of sub-section (1) of section 7, or under clause (m) of sub-section (2) of section 12, or fees collected under clauses (vi-a) and (ix-a) of sub-section (1) of section 23, as the case may be, shall be credited to a fund called the “Consolidated Infrastructure Fund” which shall be held by the appropriate authority in the trust for the purposes of augmentation, improvement or creation of any infrastructure facility.

(2) The State Government, may by specific or special order, may utilise the fund in such proportion as it may think fit for any of the purposes provided under sub-section (1).”.

Amendment of section 100 of President's Act No. 27 of 1976.

21. In the principal Act, in section 100, in the proviso to sub-section (2), for the words “fifty thousand rupees”, the words “ten lakhs rupees” and for the words “fifteen rupees”, the words “one hundred rupees” shall be substituted.

Insertion of new section 116A in President's Act No. 27 of 1976.

22. In the principal Act, after section 116, the following section shall be inserted, namely :-

Variation in matters contained in clause (m) of sub-section (2) of section 12.

“116A. (1) Notwithstanding anything contained in this Act or any other law for the time being in force or rules or regulations made thereunder, if the State Government is of the opinion that it is necessary in public interest to make any variation in any of the matters provided under clause (m) of sub-section (2) of section 12 in any development plan, it shall publish such variations in the *Official Gazette*, inviting suggestions or objections from public in respect of such variations, within a period of two months from the date of such publication.

(2) The State Government may, after considering such suggestions and objections, received under sub-section (1), if any, sanction the variation with or without modifications and publish the same by notification in the *Official Gazette*, and direct that such variation shall come in force **on and from** the date of its publication in the *Official Gazette*.”.

23. In the principal Act, after section 117, the following section shall be inserted, namely:-

Insertion of new section 117A in President's Act No. 27 of 1976.

Application of provisions of section 65 of Gujarat Land Revenue Code, 1879.

“117A. In respect of the land which is included in the scheme sanctioned under section 65, the provisions of section 65 of the Gujarat Land Revenue Code, 1879, in so far as obtaining the permission of the Collector for the use of the agricultural land into any non-agriculture purpose is concerned, shall be applicable as per general or specific orders of the State Government made in this behalf.”.

Bom.V of 1879.

24. In the principal Act, in section 118, in sub-section (2), in clause (vi), the words and figures “section 15 or under” shall be deleted.

Amendment of section 118 of President's Act No. 27 of 1976.



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The Gujarat Government Gazette

EXTRAORDINARY

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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 26th July, 2014 is hereby published for general information.

C.J.GOTHI,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 12 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 28th July, 2014).

AN ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Gujarat for the services of the financial year ending on the thirty-first day of March, 2000.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Appropriation (Excess Expenditure) Act, 2014. Short title.
2. From and out of the Consolidated Fund of the State of Gujarat, there shall be paid and applied sums not exceeding those specified in column 4 of the Schedule hereto annexed amounting in the aggregate to the sum of twelve hundred ninety-five crores, forty-one lakhs, nine thousand, eight hundred ninety-two rupees towards defraying the several charges which have come in course of payment during the financial year ending on the thirty-first day of March, 2000, in respect of the services and purposes specified in column 2 of the Schedule. Issue of
₹ 12,95,41,09,892
from and out of
the Consolidated
Fund of the State
of Gujarat for the
financial year
1999-2000.
3. The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Gujarat by this Act shall be deemed to have been appropriated for the services and purposes expressed in the Schedule in relation to the financial year ending on the thirty-first day of March, 2000. Appropriation.

SCHEDULE
(See sections 2 and 3)

No. of Excess Demand/ Appropriation	Services and Purposes	Revenue / Capital	Sums not exceeding		
			Voted by the Legislative Assembly ₹	Charged on the Consolidated Fund ₹	Total ₹
1	2	3	4		
4	Animal Husbandry and Dairy Development	Revenue	2,18,42,128		2,18,42,128
7	Education Department	Revenue	97,437		97,437
8	Education	Revenue	98,11,87,878		98,11,87,878
9	Other Expenditure pertaining to Education Department	Capital	1,06,19,758		1,06,19,758
10	Energy and Petrochemicals Department	Revenue	3,09,604		3,09,604
17	Pensions and Other Retirement Benefits	Revenue	25,58,43,864		25,58,43,864
18	Other Expenditure pertaining to Finance Department	Capital	997		997
19	Repayment of Debt pertaining to Finance Department and its servicing	Revenue		93,24,981	93,24,981
		Capital		78,82,96,970	78,82,96,970
22	Food	Revenue	35,26,605		35,26,605
23	Other Expenditure pertaining to Food, Civil Supplies and Consumer Affairs Department	Revenue		19,586	19,586
		Capital	68,294		68,294
42	Police	Revenue	16,83,48,442		16,83,48,442
51	Tourism	Revenue		1,11,394	1,11,394
55	Other Expenditure pertaining to Information and Broadcasting Department	Revenue	2,86,048		2,86,048
56	Labour and Employment Department	Revenue	51,930		51,930
60	Administration of Justice	Revenue		1,25,03,636	1,25,03,636
66	Irrigation and Soil Conservation	Revenue	8,66,72,03,036		8,66,72,03,036
		Capital	25,92,94,882		25,92,94,882
67	Water Supply	Revenue	3,62,215		3,62,215
68	Other Expenditure pertaining to Narmada, Water Resources and Water Supply Department	Revenue		76,08,025	76,08,025

No. of Excess Demand/ Appropriation	Services and Purposes	Revenue / Capital	Sums not exceeding		
			Voted by the Legislative Assembly ₹	Charged on the Consolidated Fund ₹	Total ₹
1	2	3	4		
74	Fisheries	Capital	32,68,09,998		32,68,09,998
77	Tax Collection Charges (Revenue Department)	Revenue	3,26,75,224		3,26,75,224
78	District Administration	Revenue	1,56,96,931		1,56,96,931
79	Relief on account of Natural Calamities	Revenue	96,65,40,701		96,65,40,701
80	Dangs District	Revenue	2,57,13,962		2,57,13,962
81	Compensations and Assignments	Revenue		9,39,361	9,39,361
82	Other Expenditure pertaining to Revenue Department	Capital	2,34,785		2,34,785
84	Non-Residential Buildings	Revenue	3,28,12,731	10,07,760	3,38,20,491
86	Roads and Bridges	Revenue	35,12,65,675		35,12,65,675
87	Gujarat Capital Construction Scheme	Revenue	29,03,083		29,03,083
88	Other Expenditure pertaining to Roads and Buildings Department	Revenue	1,00,59,938		1,00,59,938
90	Social Security and Welfare	Capital	21,700		21,700
94	Tribal Area Sub-Plan	Revenue		5,20,333	5,20,333
	Total :	Revenue	11,53,67,27,432	3,20,35,076	11,56,87,62,508
		Capital	59,70,50,414	78,82,96,970	1,38,53,47,384
	Grand Total :		12,13,37,77,846	82,03,32,046	12,95,41,09,892



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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations
made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 26th July, 2014 is hereby published for general information.

C.J.GOTHI,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 13 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 28th July, 2014).

AN ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Gujarat for the services of the financial year ending on the thirty-first day of March, 2001.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows :-

1. This Act may be called the Gujarat Appropriation (Excess Expenditure) Short title.
(Second) Act, 2014.

2. From and out of the Consolidated Fund of the State of Gujarat, there shall be paid and applied sums not exceeding those specified in column 4 of the Schedule hereto annexed amounting in the aggregate to the sum of three hundred seventy-nine crores, sixty-two lakhs, thirty-eight thousand, four hundred seventy-nine rupees towards defraying the several charges which have come in course of payment during the financial year ending on the thirty-first day of March, 2001, in respect of the services and purposes specified in column 2 of the Schedule.

Issue of ₹
3,79,62,38,479
from and out of
the Consolidated
Fund of the State
of Gujarat for
the financial year
2000-2001.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Gujarat by this Act shall be deemed to have been appropriated for the services and purposes expressed in the Schedule in relation to the financial year ending on the thirty-first day of March, 2001.

Appropriation.

SCHEDULE

(See sections 2 and 3)

No. of Excess Demand / Appropriation	Services and Purposes	Revenue/ Capital	Sums not exceeding		
			Voted by the Legislative Assembly	Charged on the Consolidated Fund	Total
			₹	₹	₹
1	2	3	4		
6	Other Expenditure pertaining to Agriculture and Co-operation Department	Revenue		165	165
7	Education Department	Revenue	14,79,991		14,79,991
8	Education	Revenue	1,72,28,16,455	17,75,744	1,72,45,92,199
9	Other Expenditure pertaining to Education Department	Revenue	12,92,908		12,92,908
12	Energy Projects	Capital	29,42,97,000		29,42,97,000
21	Civil Supplies	Revenue	10,35,213		10,35,213
23	Other Expenditure pertaining to Food, Civil Supplies and Consumer Affairs Department	Revenue		13,000	13,000
25	Forests	Revenue	22,02,480		22,02,480
35	State Legislature	Revenue		95,154	95,154
38	Medical and Public Health	Revenue	8,16,73,181		8,16,73,181
42	Police	Revenue	16,04,79,491		16,04,79,491
46	Other Expenditure pertaining to Home Department	Revenue	45,38,663		45,38,663
66	Irrigation and Soil Conservation	Revenue	19,14,96,110		19,14,96,110
		Capital	27,82,60,109		27,82,60,109
67	Water Supply	Capital	94,11,000		94,11,000
74	Fisheries	Capital	65,82,10,710		65,82,10,710
77	Tax Collection Charges (Revenue Department)	Revenue		14,609	14,609
80	Dangs District	Revenue	50,32,740		50,32,740
81	Compensations and Assignments	Revenue	9,37,753		9,37,753
86	Roads and Bridges	Revenue	31,69,77,590		31,69,77,590
		Capital	5,13,96,073		5,13,96,073

No. of Excess Demand / Appropriation	Services and Purposes	Revenue/ Capital	Sums not exceeding		
			Voted by the Legislative Assembly	Charged on the Consolidated Fund	Total
			₹	₹	₹
1	2	3	4		
88	Other Expenditure pertaining to Roads and Buildings Department	Revenue	1,27,68,730		1,27,68,730
94	Tribal Area Sub-Plan	Capital		33,610	33,610
	Total :	Revenue	2,50,27,31,305	18,98,672	2,50,46,29,977
		Capital	1,29,15,74,892	33,610	1,29,16,08,502
	Grand Total :		3,79,43,06,197	19,32,282	3,79,62,38,479



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The Gujarat Government Gazette

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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 26th July, 2014 is hereby published for general information.

C.J.GOTHI,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 14 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 28th July, 2014).

AN ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Gujarat for the services of the financial year ending on the thirty-first day of March, 2002.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Appropriation (Excess Expenditure) (Third) Act, 2014. Short title.

2. From and out of the Consolidated Fund of the State of Gujarat, there shall be paid and applied sums not exceeding those specified in column 4 of the Schedule hereto annexed amounting in the aggregate to the sum of twenty-six hundred forty crores, thirty-six lakhs, thirty-nine thousand, three hundred twenty-three rupees towards defraying the several charges which have come in course of payment during the financial year ending on the thirty-first day of March, 2002, in respect of the services and purposes specified in column 2 of the Schedule. Issue of
₹ 26,40,36,39,323
from and out of the
Consolidated Fund
of the State of
Gujarat for the
financial year
2001-2002.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Gujarat by this Act shall be deemed to have been appropriated for the services and purposes expressed in the Schedule in relation to the financial year ending on the thirty-first day of March, 2002. Appropriation.

SCHEDULE
(See sections 2 and 3)

No. of Excess Demand / Appropriation	Services and Purposes	Revenue/ Capital	Sums not exceeding		
			Voted by the Legislative Assembly ₹	Charged on the Consolidated Fund ₹	Total ₹
1	2	3	4		
7	Education Department	Revenue	1,50,960		1,50,960
8	Education	Revenue		5,63,156	5,63,156
12	Energy Projects	Capital	60,70,80,000		60,70,80,000
19	Repayment of Debt pertaining to Finance Department and its servicing	Capital		25,52,75,58,286	25,52,75,58,286
34	Other Expenditure pertaining to General Administration Department	Revenue		5,73,308	5,73,308
36	Loans and Advances to Government Servants in Gujarat Legislature Secretariat	Capital	7,58,750		7,58,750
61	Other Expenditure pertaining to Legal Department	Revenue	15,32,339		15,32,339
66	Irrigation and Soil Conservation	Capital	8,85,81,913		8,85,81,913
73	Other Expenditure pertaining to Panchayats, Rural Housing and Rural Development Department	Revenue	14,40,01,192		14,40,01,192
75	Other Expenditure pertaining to Ports and Fisheries Department	Revenue	36,05,083		36,05,083
82	Other Expenditure pertaining to Revenue Department	Revenue	5,56,108		5,56,108
86	Roads and Bridges	Capital		2,30,069	2,30,069
102	Other Expenditure pertaining to Urban Development and Urban Housing Department	Revenue	20,91,427		20,91,427
		Capital	2,63,56,732		2,63,56,732
	Total :	Revenue	15,19,37,109	11,36,464	15,30,73,573
		Capital	72,27,77,395	25,52,77,88,355	26,25,05,65,750
	Grand Total :		87,47,14,504	25,52,89,24,819	26,40,36,39,323



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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 26th July, 2014 is hereby published for general information.

C.J.Gothi,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 15 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 26th July, 2014).

AN ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Gujarat for the services of the financial year ending on the thirty-first day of March, 2003.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Appropriation (Excess Expenditure) (Fourth) Short title. Act, 2014.
2. From and out of the Consolidated Fund of the State of Gujarat, there shall be paid and applied sums not exceeding those specified in column 4 of the Schedule hereto annexed amounting in the aggregate to the sum of one hundred fourteen crores, seventeen lakhs, ninety thousand, eight hundred eighty-two rupees towards defraying the several charges which have come in course of payment during the financial year ending on the thirty-first day of March, 2003, in respect of the services and purposes specified in column 2 of the Schedule.
Issue of ₹ 1,14,17,90,882 from and out of the Consolidated Fund of the State of Gujarat for the financial year 2002-2003.
3. The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Gujarat by this Act shall be deemed to have been appropriated for the services and purposes expressed in the Schedule in relation to the financial year ending on the thirty-first day of March, 2003.
Appropriation.

SCHEDULE

(See sections 2 and 3)

No. of Excess Demand /Appropriation	Services and Purposes	Revenue/ Capital	Sums not exceeding		
			Voted by the Legislative Assembly ₹	Charged on the Consolidated Fund ₹	Total ₹
1	2	3	4		
30	Elections	Revenue	5,44,16,895		5,44,16,895
35	State Legislature	Revenue		6,75,607	6,75,607
40	Other Expenditure pertaining to Health and Family Welfare Department	Revenue	3,85,128		3,85,128
42	Police	Revenue	9,86,86,462		9,86,86,462
46	Other Expenditure pertaining to Home Department	Revenue	37,40,224		37,40,224
60	Administration of Justice	Revenue		86,09,935	86,09,935
61	Other Expenditure pertaining to Legal Department	Revenue	27,72,870		27,72,870
68	Other Expenditure pertaining to Narmada, Water Resources and Water Supply Department	Revenue		43,02,283	43,02,283
69	Panchayats, Rural Housing and Rural Development Department	Revenue	10,81,913		10,81,913
73	Other Expenditure pertaining to Panchayats, Rural Housing and Rural Development Department	Revenue	39,04,56,957		39,04,56,957
78	District Administration	Revenue	5,64,69,808		5,64,69,808
80	Dangs District	Revenue	29,78,781		29,78,781
84	Non-Residential Buildings	Revenue		24,99,584	24,99,584
86	Roads and Bridges	Revenue	41,02,60,451		41,02,60,451

88	Other Expenditure pertaining to Roads and Buildings Department	Revenue		6,70,043	6,70,043
104	Other Expenditure pertaining to Women and Child Development Department	Revenue	10,17,83,941	20,00,000	10,37,83,941
	Total :	Revenue	1,12,30,33,430	1,87,57,452	1,14,17,90,882
		Capital	-	-	-
	Grand Total :		1,12,30,33,430	1,87,57,452	1,14,17,90,882



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C. J. GOTHI,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 16 OF 2014.

(First published, after having received the assent of the Governor, in the "*Gujarat Government Gazette*", on the 28th July, 2014).

AN ACT

further to amend the Gujarat Motor Vehicles (Taxation of Passengers)
Act, 1958.

It is hereby enacted in the Sixty-fifth Year of the Republic of
India as follows :-

1. This Act may be called the Gujarat Motor Vehicles (Taxation of Passengers) (Amendment) Act, 2014. Short title.

Bom. LXVII of
1958.

2. In the Gujarat Motor Vehicles (Taxation of Passengers) Act, 1958, in section 3, in sub-section (1), for the words "seventeen and one-half per cent.", the words "seven and half per cent." shall be substituted.

Amendment
of section 3 of
Bom. LXVII
of 1958.



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C. J. GOTHI,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 17 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 28th July, 2014).

AN ACT

further to amend the Gujarat Stamp Act, 1958.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. (1) This Act may be called the Gujarat Stamp (Amendment) Act, 2014.

Short title and
commencement.

(2) It shall come into force on the 1st August, 2014.

2. In the Gujarat Stamp Act, 1958, in Schedule I, -

Amendment of
Schedule I to
Bom. LX of 1958.

(1) in article 5, in clause (ga), for the words "One rupee", the words "Three rupees and fifty paise" shall be substituted.

(2) in article 44, for clause (1), the following clause shall be substituted, namely :-

“(1) Instrument of Partnership

- | | | |
|-----|--|---|
| (a) | Where such share of capital is brought in by way of cash. | Subject to maximum of ten thousand rupees, one rupee for every hundred rupee or part thereof of the amount of the capital of partnership. |
| (b) | Where such share of capital is brought in by way of immovable property. | The same duty as is leviable on a conveyance under Article 20 for the market value of such immovable property. |
| (c) | Where such share of capital is brought in by way of cash and immovable property. | The same duty as is leviable under sub-clauses (a) and (b), respectively.”; |

(3) in article 45, in clause (g), for the words “One rupee”, the words “Three rupees and fifty paise” shall be substituted.



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The following Act of the Gujarat Legislature, having been assented to by the Governor on the 26th July, 2014, is hereby published for general information.

C. J. GOTHI,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 18 OF 2014.

(First published, after having received the assent of the Governor, in the "*Gujarat Government Gazette*", on the 28th July, 2014).

AN ACT

further to amend the Gujarat Entertainments Tax Act, 1977

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. (1) This Act may be called the Gujarat Entertainments Tax (Amendment) Act, 2014. Short title and commencement.

(2) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

Guj. 16 of 1977.

2. In the Gujarat Entertainments Tax Act, 1977 (hereinafter referred to as "the principal Act"), in section 6B, - Amendment of section 6B of Guj. 16 of 1977.

(1) in sub-section (1), -

(a) for the words "there shall be levied and paid by every proprietor to the State Government", the words "there shall be levied by the State Government and paid by every proprietor which shall be collected and retained by the concerned Municipal Corporation, Municipality

or village panchayat falling under the other area" shall be substituted;

(b) in the Table,-

(i) in column 2, for the heading "For urban area" the heading "For Municipal Corporations and Municipalities" shall be substituted;

(ii) in column 3, for the heading "For the area other than urban area and rural area", the heading "For other area" shall be substituted;

(2) in the Explanation, below sub-section (3), for clauses (a) and (b), the following clauses shall be substituted, namely :-

"(a) (i) "Municipal Corporation" means a Municipal Corporation of the City constituted under section 5 of the Gujarat Provincial Municipal Corporations Act, 1949;

Bom. LIX of 1949.

(ii) "Municipality" means a Municipality as defined in clause (14) of section 2 of the Gujarat Municipalities Act, 1963;

Guj. 34 of 1964.

(b) "other area" means any area of a village which is within a radius of five kilometer from any City as defined in clause (8) of section 2 of the Gujarat Provincial Municipal Corporations Act, 1949; or from any municipal borough as defined in clause (13) of section 2 of the Gujarat Municipalities Act, 1963."

Bom. LIX of 1949.

Guj. 34 of 1964.

Insertion of new section 34 in Guj. 16 of 1977.

3. In the principal Act, after section 33, the following section shall be added, namely:-

Savings. "34. Nothing in the amendments made by the Gujarat Entertainments Tax (Amendment) Act, 2014 (hereinafter referred to as "the said Act") shall affect or to be deemed to have affected,-

Guj. 18 of 2014.

(a) the previous operation of any provision of the Act or anything done or suffered under the said provisions before the commencement of the said Act;

(b) any right, privilege, obligation or liability acquired, accrued or incurred

under the said provisions before the commencement of the said Act;

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the provisions of the Act before the commencement of the said Act; or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid,

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if the said Act had not been passed.”.



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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 26th July, 2014, is hereby published for general information.

C. J. GOTH,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 19 OF 2014.

(First published, after having received the assent of the Governor, in the "*Gujarat Government Gazette*", on the 28th July, 2014).

AN ACT

to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the State of Gujarat for the services of the financial year ending on the thirty-first day of March, 2015.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows :-

- | | |
|--|---|
| 1. This Act may be called the Gujarat Appropriation Act, 2014. | Short title. |
| 2. From and out of the Consolidated Fund of the State of Gujarat, there may be withdrawn sums not exceeding those specified in column 3 of the Schedule hereto annexed amounting in the aggregate to the sum of ninety-three thousand one hundred fifty-three crores, ten lakhs, eighty-nine thousand rupees towards defraying the several charges which will come in course of payment during the financial year 2014-2015 in respect of the services and purposes specified in column 2 of the Schedule. | Withdrawal of
₹ 9,31,53,10,89,000
from and out of the
Consolidated Fund of
the State of Gujarat
for the financial year
2014-2015. |
| 3. The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Gujarat by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year. | Appropriation. |

SCHEDULE (See sections 2 and 3)					
No. of Vote / Appropriation	Services and Purposes	Revenue/ Capital	Sums not exceeding		
			Voted Expenditure ₹	Charged Expenditure ₹	Total ₹
1	2	3	4	5	6
1	Agriculture and Co-operation Department	Revenue	122190000	0	122190000
		Capital	4867000	0	4867000
2	Agriculture	Revenue	20352361000	0	20352361000
		Capital	2068203000	0	2068203000
3	Minor Irrigation, Soil Conservation and Area Development.	Revenue	364755000	0	364755000
		Capital	562667000	0	562667000
4	Animal Husbandry	Revenue	3218399000	0	3218399000
5	Co-operation	Revenue	1990881000	0	1990881000
		Capital	151667000	0	151667000
6	Fisheries	Revenue	1048190000	0	1048190000
		Capital	123802000	0	123802000
7	Other expenditure pertaining to Agriculture and Co-operation Department.	Capital	2733000	0	2733000
8	Education Department	Revenue	94508000	0	94508000
9	Education	Revenue	125556201000	1381467000	126937668000
		Capital	17461543000	0	17461543000
10	Other expenditure pertaining to Education Department	Revenue	11914000	0	11914000
		Capital	277007000	0	277007000
11	Energy and Petro-chemicals Department	Revenue	30223000	0	30223000
12	Tax Collection Charges (Energy and Petro- chemicals Department)	Revenue	192072000	0	192072000
13	Power Projects	Revenue	27752333000	0	27752333000
		Capital	9729133000	0	9729133000

1	2	3	4	5	6
14	Other expenditure pertaining to Energy and Petro-chemicals Department	Revenue	118867000	0	118867000
		Capital	5880533000	0	5880533000
15	Finance Department	Revenue	133665000	0	133665000
16	Tax Collection Charges (Finance Department)	Revenue	1602661000	0	1602661000
17	Treasury and Accounts Administration	Revenue	855669000	0	855669000
18	Pension and other Retirement Benefits	Revenue	41086147000	4103000	41090250000
19	Other expenditure pertaining to Finance Department	Revenue	28575273000	0	28575273000
		Capital	7533000	67000	7600000
20	Repayment of Debt pertaining to Finance Department and its servicing	Revenue	0	96643384000	96643384000
		Capital	0	36774737000	36774737000
21	Food, Civil Supplies and Consumer Affairs Department.	Revenue	191559000	0	191559000
22	Civil Supplies	Revenue	1958601000	0	1958601000
23	Food	Revenue	662636000	0	662636000
		Capital	1056537000	0	1056537000
24	Other expenditure pertaining to Food, Civil Supplies and Consumer Affairs Department	Capital	67000	0	67000
25	Forests and Environment Department	Revenue	86469000	0	86469000
26	Forests	Revenue	2278838000	1103000	2279941000
		Capital	2386564000	0	2386564000
27	Environment	Revenue	110800000	0	110800000

1	2	3	4	5	6
28	Other expenditure pertaining to Forest and Environment Department.	Capital	3067000	0	3067000
29	Governor	Revenue	0	40024000	40024000
30	Council of Ministers	Revenue	18600000	0	18600000
31	Elections	Revenue	108806000	0	108806000
32	Public Service Commission	Revenue	37587000	80525000	118112000
33	General Administration Department	Revenue	835714000	0	835714000
34	Economic Advice and Statistics	Revenue	842344000	0	842344000
35	Other expenditure pertaining to General Administration Department .	Revenue	170962000	9870000	180832000
		Capital	6599473000	0	6599473000
36	State Legislature	Revenue	178958000	2627000	181585000
37	Loans and Advances to Government Servants in Gujarat Legislature Secretariat	Capital	2271000	0	2271000
38	Health and Family Welfare Department	Revenue	64269000	0	64269000
39	Medical and Public Health	Revenue	23794108000	0	23794108000
		Capital	11578689000	0	11578689000
40	Family Welfare	Revenue	4702164000	0	4702164000
		Capital	210460000	0	210460000
41	Other expenditure pertaining to Health and Family Welfare Department	Revenue	0	37000000	37000000
		Capital	3667000	0	3667000
42	Home Department	Revenue	127485000	0	127485000
43	Police	Revenue	21043594000	1024000	21044618000
44	Jails	Revenue	697553000	0	697553000
45	State Excise	Revenue	114999000	0	114999000

1	2	3	4	5	6
46	Other expenditure pertaining to Home Department.	Revenue	1264733000	4000000	1268733000
		Capital	6011005000	0	6011005000
47	Industries and Mines Department.	Revenue	188574000	0	188574000
48	Stationery and Printing	Revenue	394757000	0	394757000
		Capital	65000000	0	65000000
49	Industries	Revenue	9734429000	0	9734429000
		Capital	4339012000	0	4339012000
50	Mines and Minerals	Revenue	1115017000	0	1115017000
		Capital	46500000	0	46500000
51	Tourism	Revenue	246630000	0	246630000
		Capital	5185000000	0	5185000000
52	Other Expenditure pertaining to Industries and Mines Department	Revenue	428033000	0	428033000
		Capital	1334333000	0	1334333000
53	Information and Broadcasting Department	Revenue	12375000	0	12375000
54	Information and Publicity	Revenue	680297000	0	680297000
55	Other expenditure pertaining to Information and Broadcasting Department	Revenue	44914000	0	44914000
		Capital	1400000	0	1400000
56	Labour and Employment Department	Revenue	77814000	0	77814000
57	Labour and Employment	Revenue	7102753000	1100000	7103853000
		Capital	891480000	0	891480000
58	Other expenditure pertaining to Labour and Employment Department	Capital	2167000	0	2167000
59	Legal Department	Revenue	63781000	0	63781000

1	2	3	4	5	6
60	Administration of Justice	Revenue	4153951000	644974000	4798925000
61	Other expenditure pertaining to Legal Department	Revenue	698959000	0	698959000
		Capital	11800000	0	11800000
62	Legislative and Parliamentary Affairs Department	Revenue	62275000	0	62275000
63	Other expenditure pertaining to Legislative and Parliamentary Affairs Department	Capital	500000	0	500000
64	Narmada, Water Resources, Water Supply and Kalpsar Department	Revenue	134877000	0	134877000
65	Narmada Development Scheme	Capital	33969614000	0	33969614000
66	Irrigation and Soil Conservation	Revenue	7346920000	0	7346920000
		Capital	20620052000	366667000	20986719000
67	Water Supply	Revenue	651267000	0	651267000
		Capital	14020249000	0	14020249000
68	Other expenditure pertaining to Narmada, Water Resources, Water Supply and Kalpsar Department.	Revenue	0	700000000	700000000
		Capital	7333000	0	7333000
69	Panchayats, Rural Housing and Rural Development Department	Revenue	67020000	0	67020000
70	Community Development	Revenue	9893311000	0	9893311000
			0	0	0
71	Rural Housing and Rural Development	Revenue	17274879000	1305000000	18579879000
72	Compensation and Assignments	Revenue	912879000	0	912879000

1	2	3	4	5	6
73	Other expenditure pertaining to Panchayats, Rural Housing and Rural Development Department	Revenue	3621580000	0	3621580000
		Capital	26875000	0	26875000
74	Transport	Revenue	6207774000	0	6207774000
		Capital	4219536000	0	4219536000
75	Other expenditure pertaining to Ports and Transport Department	Revenue	496388000	0	496388000
		Capital	164867000	0	164867000
76	Revenue Department	Revenue	546118000	0	546118000
77	Tax Collection Charges (Revenue Department)	Revenue	2931398000	0	2931398000
78	District Administration	Revenue	2760200000	0	2760200000
79	Relief on account of Natural Calamities	Revenue	8316345000	0	8316345000
		Capital	1715000000	0	1715000000
80	Dang District	Revenue	306199000	0	306199000
81	Compensation and Assignment	Revenue	337950000	600000	338550000
		Capital	733000	133000	866000
82	Other expenditure pertaining to Revenue Department	Revenue	12141000	0	12141000
		Capital	1740000	0	1740000
83	Roads and Building Department	Revenue	106688000	0	106688000
84	Non-Residential Buildings	Revenue	4178010000	3733000	4181743000
		Capital	11550967000	0	11550967000
85	Residential Buildings	Revenue	1201988000	0	1201988000
		Capital	1855319000	0	1855319000
86	Roads and Bridges	Revenue	24527186000	27467000	24554653000
		Capital	14940871000	25333000	14966204000

1	2	3	4	5	6
87	Gujarat Capital Construction Scheme	Revenue	112117000	0	112117000
		Capital	1460500000	700000	1461200000
88	Other expenditures pertaining to Roads and Buildings Department	Revenue	114199000	93333000	207532000
		Capital	42533000	0	42533000
89	Science and Technology Department	Revenue	1277224000	0	1277224000
90	Other expenditure pertaining to Science and Technology Department	Revenue	797064000	0	797064000
		Capital	271465000	0	271465000
91	Social Justice and Empowerment Department	Revenue	41883000	0	41883000
92	Social security and welfare	Revenue	7837955000	11500000	7849455000
		Capital	121453000	0	121453000
93	Welfare of Scheduled Tribes	Revenue	1701844000	0	1701844000
		Capital	285567000	0	285567000
94	Other expenditure pertaining to Social Justice and Empowerment Department	Capital	1067000	0	1067000
95	Scheduled Castes Sub-Plan	Revenue	18375333000	0	18375333000
		Capital	8259900000	0	8259900000
96	Tribal Area Sub-Plan	Revenue	42341937000	40000000	42381937000
		Capital	24554560000	40000000	24594560000
97	Sports, Youth and Cultural Activities Department	Revenue	35859000	0	35859000
98	Youth Services and Cultural Activities	Revenue	2228881000	0	2228881000
		Capital	170667000	0	170667000

1	2	3	4	5	6
99	Other expenditure pertaining to Sports, Youth and Cultural Activities Department	Capital	771000	0	771000
100	Urban Development and Urban Housing Department	Revenue	38831000	0	38831000
101	Urban Housing	Revenue	6420881000	879261000	7300142000
102	Urban Development	Revenue	52279450000	0	52279450000
		Capital	666667000	0	666667000
103	Compensation, Assignment and Tax Collection Charges	Revenue	921333000	200000000	1121333000
104	Other expenditure pertaining to Urban Development and Urban Housing Department	Revenue	2213000	0	2213000
		Capital	1073000	0	1073000
105	Women and Child Development Department	Revenue	20763000	0	20763000
106	Other expenditure pertaining to Women and Child Development Department	Revenue	12297913000	4467000	12302380000
		Capital	763769000	0	763769000
107	Climate Change Department	Revenue	5950000	0	5950000
108	Other expenditure pertaining to Climate Change Department	Revenue	430667000	0	430667000
	Total :	Revenue	576515062000	102116562000	678631624000
		Capital	215691828000	37207637000	252899465000
	Grand Total :		792206890000	139324199000	931531089000

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The Gujarat Government Gazette

EXTRAORDINARY

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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the President on the 12th September, 2014 is hereby published for general information.

C. J. GOTH,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 20 OF 2014.

(First published, after having received the assent of the President in the "Gujarat Government Gazette", on the 25th September, 2014).

AN ACT

to provide for the establishment of an Institution of Lokayukta Aayog to inquire and investigate into the allegations against public functionaries in the State of Gujarat and to safeguard the dignity and prestige of public functionaries against false and frivolous allegations and for matters connected therewith or incidental thereto.

It is hereby enacted in the Sixty-fourth Year of the Republic of India as follows:-

1. (1) This Act may be called the Gujarat Lokayukta Aayog Act, 2013.
- (2) It extends to the whole of the State of Gujarat, and it applies also to the public functionaries outside the State of Gujarat.
- (3) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

Short title,
extent,
application and
commencement.

Definitions. 2. In this Act, unless the context otherwise requires,-

- (1) "action" means action taken whether before or after the commencement of this Act by way of decision, recommendation or finding or in any other manner and includes failure to act, and all other expressions connoting action shall be construed accordingly;
- (2) "allegation" in relation to a public functionary and with reference to any specific action taken by him means any affirmation that such public functionary in his capacity as a public functionary-
 - (i) is guilty of corruption, or lack of integrity; or
 - (ii) was actuated in the discharge of his functions by personal interest or corrupt motives; or
 - (iii) has abused his position to obtain any gain or favour to himself or to any other person;
- (3) "Bench" means a bench constituted in accordance with section 9;
- (4) "competent authority" means-
 - (a) in the case of a Minister, the Council of Ministers, and
 - (b) in the case of any other public functionary, such authority as may be prescribed;
- (5) "Governor" means the Governor of the State of Gujarat;
- (6) "Lokayukta" means a person appointed as a Lokayukta under section 3;
- (7) "Lokayukta Aayog" means Institution of the Lokayukta Aayog comprising of Lokayukta and Up-Lokayuktas appointed under section 3;
- (8) "Minister" means a member of the Council of Ministers for the State of Gujarat by whatever name called, that is to say the Chief Minister, a Minister, Minister of State and Deputy Minister and includes a Parliamentary Secretary to the Chief Minister;
- (9) "prescribed" means prescribed by rules made under section 26;
- (10) "public functionary" means, -
 - (a) a person who holds or has held an office of -
 - (i) a Minister;

- (ii) the Chairman or the Vice-Chairman of a Government Company within the meaning of section 617 of the Companies Act, 1956 in which not less than fifty one per cent. of its paid up share capital is held by the State Government and the Chairman or the Vice-Chairman of a Company which is subsidiary of a company in which not less than fifty one per cent. of its paid up share capital is held by the State Government; 1 of 1956.
- (iii) the Chairman or the Vice-Chairman of a Corporation established by or under the Bombay Act or Gujarat Act and owned or controlled by the State Government;
- (iv) the Vice-Chancellor of a University established by law in the State of Gujarat;
- (v) the Mayor or the Deputy Mayor of a Municipal Corporation constituted under the Gujarat Provincial Municipal Corporations Act, 1949; Bom. LIX of 1949.
- (vi) the President or the Vice-President of a municipality constituted under the Gujarat Municipalities Act, 1963; Guj. 34 of 1964.
- (vii) the Sarpanch or the Up-sarpanch of a village panchayat, the President or the Vice-President of a taluka panchayat or a district panchayat constituted under the Gujarat Panchayats Act, 1993; Guj. 18 of 1993.
- (viii) the Chairman of any Committee constituted under the Gujarat Provincial Municipal Corporations Act, 1949 or the Gujarat Municipalities Act, 1963 or the Gujarat Panchayats Act, 1993; Bom. LIX of 1949.
Guj. 34 of 1964.
Guj. 18 of 1993.
- (ix) the Councilor who is a member of any committee constituted under the Gujarat Provincial Municipal Corporations Act, 1949 or the Gujarat Municipalities Act, 1963; Guj. 34 of 1964.
- (x) the member who is elected to any committee constituted under the Gujarat Panchayats Act, 1993; Guj. 18 of 1993.
- (b) a person who is or has been in the service or pay of the State Government, Local Authority, University, Board or Corporation owned and controlled by the State Government or the Government Company;
- (11) "Public servant" shall have the same meaning as assigned to it in Twelfth description under section 21 of the Indian Penal Code. 45 of 1860.

- (12) “*Up-Lokayukta*” means a person appointed as *Up-Lokayukta* under section 3.

Appointment of Lokayukta and Up-Lokayukta.

3. (1) For the purpose of conducting investigations and enquiries in accordance with the provisions of this Act, the Governor shall, by warrant under his hand and seal and, on the recommendations of a Selection Committee as provided below, appoint a person to be known as the *Lokayukta* and not more than four other persons each to be known as *Up-Lokayukta*:

Provided that not more than half of such *Up-Lokayuktas* shall be judicial members and the remaining shall be administrative members.

(2) The Selection Committee shall comprise of:

- (i) The Chief Minister – Chairperson;
- (ii) The Speaker of the Gujarat Legislative Assembly;
- (iii) A minister from the council of ministers, to be nominated by the Chief Minister;
- (iv) The Leader of the Opposition in the Gujarat Legislative Assembly and should there be a vacancy in that position then a person elected in this behalf by the members of the Opposition in that House in such manner as the Speaker may direct;
- (v) One Judge of the High Court of Gujarat, to be nominated by the Chief Justice of the High Court in consultation with the collegiums of five Senior Judges of the High Court;
- (vi) Vigilance Commissioner, Gujarat State.

(3) The Selection Committee while making recommendation will give due regard to representation of the SC/ST in the Aayog.

(4) No appointment of a Lokayukta or Up-Lokayukta shall be invalid merely by reason of absence of any member of or due to any vacancy in the Selection Committee:

Provided however that the Selection Committee may, if it deems necessary, choose to appoint a Search Committee, comprising of atleast three and not more than five eminent persons from those who have been Chief Justice of a High Court, State Election Commissioner, Vigilance Commissioner, Chief Secretary to the Government of Gujarat, Secretary to the Government of India, Judges of Supreme Court or of High Courts to recommend a panel of suitable persons twice the number of vacancies referred to the Search Committee.

(5) The Lokayukta shall be a person who is or has been a Judge of the Supreme Court of India or Chief Justice of a High Court.

(6) The Up-Lokayukta (Judicial) shall be a person who has held the office of the Judge of a High Court. The Up-Lokayukta (Administrative) shall be a person with experience in administrative or quasi-judicial matters, and shall have functioned as Secretary or Additional Secretary to the Government of India, or as Chief Secretary or Additional Chief Secretary to the Government of Gujarat.

(7) A person appointed as the Lokayukta or an Up-Lokayukta shall, before entering upon his office, make and subscribe before the Governor, or some person appointed in that behalf by him, an oath or affirmation in the form set out for the purpose in the Schedule.

(8) If for any reason the Lokayukta is unable to discharge his functions, the Up-Lokayukta or if there are more than one Up-Lokayukta, the senior among them may discharge the functions of the Lokayukta. Seniority shall be computed from the date of appointment of Up-Lokayuktas and, Up-lokayukta who is a Judicial member shall always be deemed to be senior to the Up-Lokayukta who is an Administrative member irrespective of age and the date of appointment to the office of Up-Lokayukta.

4. (1) The Lokayukta and Up-Lokayukta shall not be a Member of the Parliament or a Member of the Legislature of any State and shall not hold any office of trust or profit (other than his office as the Lokayukta or Up-Lokayukta) or be connected with any political party or shall not carry on any business or practice any profession and accordingly, before he enters upon his office, a person appointed as a Lokayukta or Up-Lokayukta shall,-

- (i) if, he is a Member of Parliament or of the Legislature of any State, resign such membership; or
- (ii) if, he holds any office of trust or profit, resign from such office; or
- (iii) if, he is connected with any political party, sever his connection with it; or
- (iv) if, he is carrying on any business, sever his connection (short of divesting himself of ownership) with the conduct and management of such business; or
- (v) if, he is practicing any profession, suspend practice of such profession.

(2) A person shall be disqualified for appointment as a Lokayukta or Up-Lokayukta or for continuing to hold any such post if any member of his family has entered into any commercial contract with the State Government and the contract is subsisting or has any other dealing with the State Government relating to any business of a commercial nature.

Explanation.- For the purpose of sub-section (2), the expression "family" means wife, husband, son, daughter, and son's wife.

(3) A person shall be disqualified for appointment as Up-Lokayukta (Administrative) if he has been dismissed from the service of the Government or has been convicted and sentenced to imprisonment for a criminal offence.

Term of office and conditions of service of Lokayukta and Up-Lokayukta. 5. (1) Every person appointed as a Lokayukta or Up-Lokayukta shall hold office for a term of five years from the date on which he enters upon his office or till he attains the age of seventy-two years whichever is earlier :

Provided that –

- (i) the Lokayukta or Up-Lokayukta may, by writing under his hand addressed to the Governor, resign from his office,
- (ii) the Lokayukta or Up-Lokayukta may be removed from office in the manner specified in section 6.

(2) On ceasing to hold office, the Lokayukta and every Up-Lokayukta shall be ineligible for —

- (i) re-appointment as the Lokayukta or an Up-Lokayukta;
- (ii) any assignment or appointment which is required by law to be made by the Governor of Gujarat under his hand and seal;
- (iii) further employment to any other office of profit under the Government of Gujarat.

(3) There shall be paid to the Lokayukta and to the Up-Lokayukta such salary as may be prescribed.

(4) The allowances and pension payable to and other conditions of service of the Lokayukta and Up-Lokayukta shall be such as may be prescribed :

Provided that in prescribing the allowances and pension payable to and other conditions of service of the Lokayukta or Up-Lokayukta, regard shall be had to the allowances and pension payable to and other conditions of service of the Chief Justice of the High Court and of a Judge of the High Court, respectively:

Provided further that the allowances and pension payable to and other conditions of service of the Lokayukta or Up-Lokayukta shall not be varied to his disadvantage after his appointment.

(5) The salaries, allowances and pension payable to or in respect of Lokayukta and Up-Lokayukta shall be the expenditure charged on the Consolidated Fund of the State.

6. The Lokayukta or Up-Lokayukta shall not be removed from his office except by an order made by the Governor on the ground of proved misbehavior or incapacity after an inquiry made by the Chief Justice of the High Court or, as the case may be, by such other Judge of the High Court as the Chief Justice may nominate in this behalf, in which the Lokayukta or Up-Lokayukta had been informed of the charges against him and given a reasonable opportunity of being heard in respect of those charges. **Removal of Lokayukta or Up-Lokayukta.**

7. (1) Subject to the provisions of this Act, the Lokayukta Aayog may investigate any action which is taken by, or with approval of a public functionary in any case where a complaint involving an allegation is made in respect of such action or such action can be or could have been in the opinion of the Lokayukta Aayog the subject of an allegation. **Matters which may be investigated by Lokayukta Aayog.**

60 of 1952.

(2) No matter in respect of which a complaint is made under this Act shall be referred to a Commission for inquiry under the Commissions of Inquiry Act, 1952 except on the recommendation or with the concurrence of the Lokayukta Aayog:

Provided that nothing in this sub-section shall prevent the State Government from referring the matter to such Commission for inquiry if in its opinion the matter is exceptionally a matter of definite public importance.

(3) Notwithstanding anything contained in sub-section (1), the Lokayukta Aayog shall, before proceeding to investigate any action, make such preliminary inquiry as it deems fit for ascertaining whether there exist reasonable ground for conducting the investigation and if it finds that there exist no such grounds, it shall record a finding to that effect and thereupon the matter shall be closed and the complainant shall be informed accordingly.

(4) An investigation under this section of an action taken by or with the approval of a public functionary shall not be affected merely on the ground that subsequent to such action such public functionary ceased to hold the office in which the action was taken by him or with his approval or ceased to be such public functionary.

Transaction 8. (1) The business of the Lokayukta Aayog shall be transacted in accordance with the provisions of this Act and as far as possible, be transacted business by unanimously.

Lokayukta

Aayog. (2) The Lokayukta Aayog may by unanimous decision regulate the procedure for the transaction of business as also allocation of its business amongst the benches of the Lokayukta Aayog.

(3) Subject to provisions of sub section (2), if there is difference of opinion on any matter within a bench, such matter shall be decided by the majority opinion and if a bench is equally divided then in that case, the bench shall refer the matter to Lokayukta on administrative side for being referred to the Lokayukta or other Up-Lokayukta, as the case may be.

(4) The Lokayukta shall be the administrative head of the Lokayukta Aayog.

Explanation.- For the purposes of this section, the Lokayukta Aayog shall mean Lokayukta Aayog comprising of Lokayukta and at least one Up-Lokayukta (Judicial) and at least one Up-Lokayukta (Administrative).

Constitution of 9. (1) Any complaint or matter received by the Lokayukta Aayog shall benches. only be inquired into or investigated by a bench of the Lokayukta Aayog.

(2) The Lokayukta Aayog shall function in benches of not less than two members. In consideration of work load, importance of issues at hand and other objective criteria, benches may comprise of two, three or five members:

Provided that each bench shall have atleast one judicial member and one administrative member :

Provided further that in respect of or during any investigation or inquiries in relation to a complaint if any allegation is also made against the Chief Minister either directly or in conjunction with any other public functionary, the bench shall comprise of five members:

(3) Every Bench shall be presided over by the senior most judicial member.

(4) The Benches of the Lokayukta Aayog shall ordinarily sit at Gandhinagar and at such other places as may be prescribed.

(5) On an application for transfer made by the complainant or the public functionary, the Lokayukta, after giving an opportunity of being heard to the complainant or to the public functionary, as the case may be, may transfer any case pending before one Bench for disposal or investigation to any other Bench.

10. (1) The Lokayukta Aayog shall not investigate any action,-

Matter not
subject to
investigation.

37 of 1850.

(a) in respect of which a formal and public inquiry has been ordered under the Public Servants (Inquiries) Act, 1850 with its prior concurrence, or

60 of 1952.

(b) in respect of a matter which has been referred for inquiry under the Commissions of Inquiry Act, 1952 on its recommendation or with its prior concurrence or by the State Government under the proviso to sub-section (2) of section 7, or

(c) in respect of a matter if a process including appeal, revision, review or other proceeding is pending before any tribunal, Court, officer or other competent authority under any other law for the time being in force, or

(d) in respect of a matter which has been inquired into under the enactments referred to in clauses (a) or (b) or (c) and has been finally decided by a competent court.

(2) The Lokayukta Aayog shall not investigate any complaint which is excluded from its jurisdiction by virtue of a notification issued under section 23.

(3) The Lokayukta or an Up-Lokayukta shall not be a member of the Bench inquiring or investigating into any matter concerning any person if he has any bias in respect of such matter or person and if any dispute arises in this behalf, the Governor shall, on an application made by the party aggrieved, obtain in such manner as may be prescribed, the opinion of the Chief Justice of the High Court and decide the dispute.

(4) The Lokayukta Aayog shall not inquire into any complaint if the complaint is made after the expiry of five years from the date on which the action mentioned in such complaint is alleged to have been taken or if the complaint is made after a period of one year from the date of the complainant's knowledge of such cause for action.

11. (1) Subject to the provisions of this Act, a complaint stating the allegations may be made under this Act to the Lokayukta Aayog by any person other than a public servant, having personal knowledge of such allegation, in his capacity as such :

Provided that, where the person aggrieved is dead or is for any reason unable to act for himself, the complaint may be made by any person who in law represents his estate or, as the case may be, by any other person who is authorized by him in this behalf.

(2) Every complaint shall be made in such form and shall be accompanied by such affidavits as may be prescribed.

(3) Notwithstanding anything contained in any other enactment, any letter written to the Lokayukta Aayog by a person in a police custody or in a jail or in any asylum or other place for insane persons, shall be forwarded to the addressee unopened and without delay by the police officer or other person in charge of such jail, asylum or other place and the Lokayukta Aayog may, if satisfied that it is necessary so to do, treat such letter as a complaint made in accordance with the provisions of sub-section (2).

(4) The complainant shall deposit in such manner and with such authority or agency as may be prescribed a sum of two thousand rupees to be available for disposal under section 24:

Provided that the Lokayukta Aayog may for sufficient cause to be recorded in writing exempt a complainant from the requirement of depositing the sum under this section.

(5) Notwithstanding anything contained in section 12 or any other provision of this Act, every person who willfully or maliciously makes any false allegations in a complaint under this Act shall, on conviction be punished with imprisonment for a term not exceeding six months, and shall also be liable to fine of Rs. 25,000 (twenty-five thousand rupees).

(6) The offence punishable under sub-section (5) shall be cognizable.

Procedure in
respect of
investigations.

12. (1) Where the Lokayukta Aayog proposes, after making such preliminary inquiry as it deems fit to conduct any investigation under this Act, it -

- (i) shall forward a copy of the complaint or in the case of any investigation which it proposes to conduct on his own motion, a statement setting out the grounds therefor to the public functionary concerned and the competent authority concerned,
- (ii) shall afford to the public functionary concerned an opportunity to offer his comments on such complaint or statement, and
- (iii) may make such orders as to the safe custody of documents relevant to the investigation, as it deems fit.

(2) Every such investigation shall be conducted in private and, in particular the identity of the complainant and of the public functionary affected by the investigation and the proceedings, including evidence collected, of the Lokayukta Aayog shall not be disclosed to the public or the press or published in any manner whether before, during or after the investigation:

Provided that, the Lokayukta Aayog may conduct any investigation relating to a matter of definite public importance in public, if it, for reasons to be recorded in writing, thinks fit to do so.

(3) Every investigation or inquiry shall be completed within a period of six months.

(4) Save as aforesaid, the procedure for conducting any such investigation shall be such as the Lokayukta Aayog considers appropriate in the circumstances of the case.

(5) The Lokayukta Aayog may, in its discretion, refuse to investigate or cease to investigate any complaint, if in its opinion-

- (a) the complaint is frivolous or vexatious, or is not made in good faith; or
- (b) there are no sufficient grounds for investigating or as the case may be, for continuing the investigation; or
- (c) other remedies are available to the complainant and in the circumstances of the case it would be more proper for the complainant to avail of such remedies.

(6) In any case where the Lokayukta Aayog decides not to entertain a complaint or to discontinue any investigation in respect of a complaint, it shall record the reasons therefor and communicate the same to the complainant and the public functionary concerned.

(7) The conduct of an investigation under this Act in respect of any action shall not affect such action, or any power or duty of any public functionary to take further action with respect to any matter subject to the investigation.

(8) Whoever discloses to the public or to the press any information or publishes such information in contravention of the provisions of this section shall, on conviction, be punished with imprisonment for a term which may extend to two years and shall also be liable to fine of rupees two lakhs.

(9) If, at any stage of the proceeding, the Lokayukta Aayog —

- (a) considers it necessary to inquire into the conduct of any person other than the prospective accused; or

- (b) is of opinion that the reputation of any person other than an accused is likely to be prejudicially affected by the inquiry,

it shall give to that person a reasonable opportunity of being heard in the inquiry and to produce evidence in his defense, consistent with the principles of natural justice.

Evidence. 13. (1) Subject to the provisions of this section, for the purpose of investigation (including the preliminary inquiry, before such investigation) under this Act, the Lokayukta Aayog may require any public servant or any other person who in its opinion is able to furnish information or produce documents relevant to the investigation, to furnish any such information or produce any such document.

(2) For the purpose of any such investigation (including the preliminary inquiry), the Lokayukta Aayog shall have all the powers of a civil court while trying a suit under the Code of Civil Procedure, 1908 in respect of the 5 of 1908. following matters, namely:-

- (a) summoning and enforcing the attendance of any person by issuing summons or warrants and examining him on oath;
- (b) requiring the discovery and production of any document;
- (c) receiving evidence on affidavits;
- (d) requisitioning any public record or copy thereof from any court or office;
- (e) issuing commissions for the examination of witnesses or documents;
- (f) such other matters as may be prescribed:

Provided that a warrant issued under sub-section (1) shall for all purposes, be deemed to be a warrant issued by a court under section 93 of the Code of Criminal Procedure, 1973.

2 of 1974.

(3) The Lokayukta Aayog shall have power to require any person subject to the provisions of sub-section (8) to furnish information on such points or matters as in the opinion of the Lokayukta Aayog may be useful for or relevant to, the subject matter of the inquiry and any person so required shall be deemed to be legally bound to furnish such information within the meaning of section 176 and section 177 of the Indian Penal Code.

45 of 1860.

(4) The Lokayukta or the Up-Lokayukta or any Gazetted Officer specially authorized in this behalf by the Lokayukta Aayog may enter any building or place where it has reason to believe that any books of account or other documents relating to the subject matter of the inquiry may be found, and may seize any such books of account or documents or take extracts or copies there from, subject to the provisions of section 100 of the Code of Criminal Procedure, 1973 in so far as they may be applicable.

2 of 1974.

(5) The Lokayukta Aayog shall be deemed to be a Civil Court and when any offence as is described in section 175, section 178, section 179 or section 180 of the Indian Penal Code is committed in the view or presence of the Lokayukta Aayog, the Lokayukta may, after recording the facts constituting the offence and the statement of the accused as provided for in the Code of Criminal Procedure, 1973 forward the case to a Magistrate having jurisdiction to try the same and the Magistrate to whom any such case is forwarded shall proceed to hear the complaint against the accused as if the case had been forwarded to him under section 346 of the Code of the Criminal Procedure, 1973.

(6) Any proceeding before the Lokayukta Aayog shall be deemed to be a judicial proceeding within the meaning of sections 193 and 228 of the Indian Penal Code.

(7) Subject to the provisions of sub-section (8), no obligation to maintain secrecy or other restriction upon the disclosure of information obtained by or furnished to the State Government or any public servant, whether imposed by any enactment or by any rule under the enactment shall apply to the disclosure of information for the purpose of any investigation under this Act and the State Government or any public servant shall not be entitled in relation to any such investigation to any such privilege in respect of the production of documents or the giving of evidence as is allowed by any enactment or by any rule under the enactment in legal proceedings.

(8) (i) No person shall be required or authorized by virtue of this Act to furnish any such information or answer any such question or produce an document,-

(a) as might prejudice the security or defense or international relations of India (including India's relations with the Government of any other country or with any international organization), or the investigation or detection of crime; or

(b) as might involve the disclosure of proceedings, other than the decision, of the Cabinet or Council of Ministers of the State Government or any committee thereof, if any;

and for the purpose of this sub-section, a certificate issued by the Chief Secretary certifying that any information, answer or portion of a document is of the nature specified in clause (a) or clause (b), shall be binding and conclusive.

(ii) For the purpose of investigation under this Act, no person shall be compelled to give any evidence or produce any document, which he could not be compelled to give or produce in proceedings before a court.

Report of Lokayukta Aayog in case of the Minister. 14. (1) If after investigation of any action in respect of which a complaint involving an allegation has been made against a Minister or against a Minister in conjunction with any other public functionary, the Lokayukta Aayog is satisfied that such allegation can be substantiated either wholly or partly against the Minister, it shall, by a report in writing, communicate its findings, alongwith the relevant documents, materials and other evidence, to the Chief Minister.

(2) On receipt of the report under sub-section (1), the Chief Minister shall, without any delay, cause the same to be placed before the Council of Ministers for its consideration, in its original form. The Council of Ministers shall accept or reject the report or any part thereof as it may decide. As per the decision of the Council of Ministers, the State Government shall take appropriate action.

Findings and recommendations to be communicated to competent authority by a report. 15. (1) If, in any case to which section 14 does not apply, the Lokayukta Aayog, after investigation of any action in respect of which a complaint involving an allegation has been or can be or could have been made, is satisfied that such allegation can be substantiated, either wholly or partly, it shall by a report in writing, communicate its findings alongwith the relevant documents, materials and other evidence, to the competent authority.

(2) The competent authority shall examine the report forwarded to it under sub-section (1) and intimate, within seven months of the date of receipt of the report to the Lokayukta Aayog as to the action taken or proposed to be taken on the basis of the report.

Report of Lokayukta Aayog, competent authority to act in a time bound manner. 16. (1) (i) Where, after conclusion of an investigation or an inquiry, the Lokayukta Aayog is satisfied that the complaint involving an allegation against a public functionary falling under sub-clause (a) of clause (10) of section 2 is substantiated and arrives at a finding that the public functionary concerned should not continue to hold the post held by him, the Lokayukta Aayog shall make a declaration to that effect in its report. Where the competent authority is the Council of Ministers or the Chief Secretary, it / he may either accept or reject the declaration, for reasons to be recorded in writing and communicated to the Lokayukta Aayog, within a period of six months. In other cases, the competent authority shall send a copy of such report to the State Government, which may either accept or reject the declaration within a period of one year from the date of receipt of the report, or the copy of the report, as the case may be. If, on the expiry of specified period in this sub-section, no decision is taken on the declaration then such declaration shall be deemed to have been accepted.

(ii) If the declaration so made is accepted or is deemed to have been accepted, the fact of such acceptance or the deemed acceptance shall immediately be intimated by registered post by the State Government or the Chief Minister or the Chief Secretary, if any of them is the competent authority, and by the State Government in other cases then, notwithstanding anything contained in any law, order, notification, rule or contract of appointment, the public functionary concerned shall, with effect from the date of intimation of such acceptance or of the deemed acceptance of the declaration,

- (a) if he is a Minister, resign from his office of Minister;
- (b) if he is not a Minister, be deemed to have vacated his office.

(2) (i) Where, after conclusion of an investigation or an inquiry, the Lokayukta Aayog is satisfied that the complaint involving an allegation against a public functionary falling under sub-clause (b) of clause (10) of section 2 is substantiated and arrives at a finding that the public functionary concerned should be proceeded against under the relevant Disciplinary and Appeal Rules as may be applicable, the Lokayukta Aayog shall make a declaration to that effect in its report.

(ii) The competent authority shall accept or reject the declaration within a period of six months from such receipt. If the competent authority fails to accept or reject the declaration within six months time then departmental proceedings shall be deemed to have been instituted against the concerned public functionary.

(3) Every departmental proceeding initiated under a report of the Lokayukta Aayog shall be completed within a period of twelve months from the date of acceptance or deemed acceptance of declaration.

17. (1) The Lokayukta Aayog shall present, in such form as may be prescribed by the State Government in consultation with the Lokayukta Aayog, annually a consolidated report of the performance of its functions under this Act to the Governor, and the Governor shall, on receipt of such report, cause a copy thereof together with an explanatory memorandum to be laid before the State Legislature. **Annual report of Lokayukta Aayog.**

(2) Subject to the provisions of sub-section (2) of section 12, the Lokayukta Aayog may at his discretion make available from time to time, the substance of cases closed or otherwise disposed of by the Lokayukta Aayog which may appear to him to be of general public, academic or professional interest in such manner and to such persons as he may deem appropriate.

(3) The Lokayukta shall prepare a report on utilization of financial resources at its disposal and shall present it to the Governor, who shall cause it to be laid before the legislative assembly of the State. The report shall not be open to any debate within the assembly.

Staff of 18. (1) There shall be such officers and employees as may be prescribed to assist the Lokayukta and the Up-Lokayukta as in the discharge of their functions under this Act.

(2) The categories, recruitment and conditions of service of the officers and employees referred in sub-section (1) including such special conditions as may be necessary for enabling them to act without fear in the discharge of their functions, shall be such as may be prescribed in consultation with the Lokayukta Aayog.

(3) Without prejudice to the provisions of sub-section (1), the Lokayukta Aayog may, for the purpose of conducting investigations under this Act, request the services of any officer or investigation agency of the State Government. The State Government may, having regard to administrative exigencies, make available such officer/s or agency as deemed fit for the purpose of that specific investigation :

Provided that nothing in this sub-section shall be construed to mean a permanent allocation of such officer/s or agency to the Lokayukta Aayog.

(4) For the purpose of investigating into any matter, any officer, agency or person whose services are utilised under sub-section (3) may, subject to the direction of the Lokayukta Aayog,-

- (a) summon and enforce the attendance of any person and examine him;
- (b) require the discovery and production of any document; and
- (c) requisition any public record or copy thereof from any office.

(5) The provisions of sections 13 and 19 shall apply in relation to any information furnished to any officer, agency or person whose services are utilised under sub-section (3) as they apply in relation to the information furnished to the Lokayukta Aayog during the course of the investigation of any action by him.

Secrecy of 19. (1) Any information, obtained by the Lokayukta Aayog or by members of its staff in the course of, or for the purposes of any inquiry or investigation under this Act, and any evidence recorded in connection with such information, shall subject to the provisions of the proviso to sub-section (2) of section 12, be treated as confidential and notwithstanding anything contained in the Indian Evidence Act, 1872 no court shall be entitled to compel the Lokayukta or the Up-Lokayukta or the Lokayukta Aayog, or any public servant to give evidence relating to such information or produce the evidence so recorded. 1 of 1872.

(2) Nothing in sub-section (1) shall apply to the disclosure of any information or particulars,-

- (a) in any report to be made on an investigation under this Act or for any action or proceeding to be taken on such report; or
- 19 of 1923. (b) for purposes of any proceedings for an offence under the Official Secrets Act, 1923 or an offence of giving or fabricating false evidence under the Indian Penal Code or for purposes of any proceedings under section 20; or
- 45 of 1860. (c) for such other purposes as may be prescribed.

(3) An officer or other authority prescribed in this behalf may give notice in writing to the Lokayukta with respect to any document or information specified in the notice or any class of documents so specified that in the opinion of the State Government the disclosure of the documents or information or of documents or information of that class would be contrary to public interest and where such notice is given, nothing in this Act shall be construed as authorising or requiring the Lokayukta or Up-Lokayukta or any member of his staff to disclose or communicate to any person any document or information specified in the notice or any document or information of a class so specified.

20. (1) Whoever intentionally offers any insult or causes any interruption Intentional to the Lokayukta or the Up-Lokayukta or to the Lokayukta Aayog while the Lokayukta Aayog is conducting any investigation under this Act shall, on insult or conviction, be punished with simple imprisonment for a term which may or bringing into extend to six months, or with fine or with both. disrepute Lokayukta Aayog.

(2) Whoever, by words spoken, or intended to be read, makes or publishes any statement or does any other act, which is calculated to bring the Lokayukta or the Up-Lokayukta or the Lokayukta Aayog into disrepute, shall, on conviction, be punished with simple imprisonment for a term which may extend to six months or with fine or with both.

2 of 1974. (3) The provisions of section 199 of the Code of Criminal Procedure, 1973, shall apply in relation to an offence under sub-section (1) or sub-section (2) as they apply in relation to an offence referred to in sub-section (2) of the said section 199, subject to the modification that no complaint in respect of such offence shall be made by the public prosecutor except with the previous sanction of the Lokayukta.

21. (1) No suit, prosecution or other legal proceeding shall lie against the Lokayukta or the Up-Lokayukta or the Lokayukta Aayog or against any officer, employee, agency or person referred to in section 18 in respect of anything which is in good faith done or intended to be done under this Act. Protection.

(2) No proceedings of the Lokayukta Aayog shall be held bad for want of form and except on the grounds of jurisdiction, limitation and provisions of section 10, no proceedings or decision of the Lokayukta Aayog shall be liable to be challenged, reviewed, quashed or called in question in any court.

Conferment of additional functions on Lokayukta. 22. (1) The State Government may, by notification published in the *Official Gazette* and after consultation with the Lokayukta Aayog, confer on the Lokayukta Aayog such additional functions in relation to the eradication of corruption as may be specified in the notification.

(2) The State Government may, by order in writing and after consultation with the Lokayukta Aayog, confer on the Lokayukta Aayog such powers of a supervisory nature over agencies, authorities or officers set up constituted or appointed by the State Government for the eradication of corruption as may be specified in the order.

(3) The State Government may, by order in writing and subject to such conditions and limitations as may be specified in the order, require the Lokayukta Aayog to cause investigation in any action (being action in respect of which a complaint may be made under this Act to the Lokayukta Aayog) and notwithstanding anything contained in this Act, the Lokayukta Aayog shall comply with such order.

(4) When any additional functions are conferred on the Lokayukta Aayog under sub-section (1) or when the Lokayukta Aayog is to cause investigation in any action under sub-Section (3), the Lokayukta Aayog shall exercise the same powers and discharge the same functions as it would in the case of any investigation made on a complaint involving an allegation, and the provisions of this Act shall apply accordingly.

Power to exclude complaints against certain classes of public functionaries. 23. (1) The State Government may, on the recommendation of the Lokayukta Aayog and on being satisfied that it is necessary or expedient in the public interest so to do, exclude, by notification in the *Official Gazette*, complaints, involving allegations against persons belonging to any class of public functionaries specified in the notification from the jurisdiction of the Lokayukta.

(2) Every notification issued under sub-section (1) shall be laid as soon as may be after it is issued before the State Legislature while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions and if before the expiry of the session in which it is so laid or the session immediately following the State Legislature agree in making any modification in the notification or agree that the notification, should not be made and notify such decision in the *Official Gazette*, the notification shall, from the date of publication of such decision, have effect only in such modified form or be of no effect, as the case may be so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done by virtue of that notification.

24. The sum deposited under section 11 by a complainant shall, - **Disposal of deposit.**
- (a) in a case where the complaint is refused to be investigated or ceased to be investigated under sub-section (4) of section 12 stand forfeited to the State Government,
 - (b) if the Lokayukta Aayog, for reasons to be recorded in writing so direct, be utilised for compensating the public functionary complained against, and
 - (c) in any other case, be refunded to the complainant.
25. The Lokayukta Aayog may, by general or a special order in writing, **Power to direct that any power conferred or duties imposed on it by or under this Act delegate.** (except the power to make report to the Chief Minister or Chief Secretary or the State Government under sections 14 and 15) may also be exercised or discharged by such of the officers, employees or agencies referred to in section 18 as may be specified in the order.
26. (1) The State Government may, by notification in the *Official Gazette*, **Power to make make rules for the purpose of carrying into effect the provisions of this Act. rules.**
- (2) In particular, and without prejudice to the generality of the foregoing provisions, such rules may provide for,-
- (a) the competent authority under section 2;
 - (b) the salary and the allowances and pension payable to, and other conditions of service of the Lokayukta and Up-Lokayukta under sub-sections (3) and (4) of section 5;
 - (c) other places where the benches of Lokayukta shall sit;
 - (d) the manner for obtaining the opinion of Chief Justice of High Court;
 - (e) the administrative powers of Lokayukta under sub-section (4) of section 8;
 - (f) the forms of complaints and the affidavits, under sub-section (2) of section 11 and the manner in which and the authority or agency for depositing the amount under sub-section (4) of that section 11;
 - (g) the other matters in respect of which the Lokayukta Aayog shall have powers of a Civil Court under clause (f) of sub-section (2) of section 13;
 - (h) the form of consolidated annual report under sub-section (1) of section 17;
 - (i) the categories of officers and employees who may be appointed, their salaries and allowances and other conditions of service under sub-section (1) of section 18;
 - (j) the other purposes of disclosure of any information or particulars under clause (c) of sub-section (2) of section 19 and the officer or other authority who may give notice for the purpose of sub-section (3) of section 19:

- (k) any other matters which is to be, or may be, prescribed for which the Act makes no provision and are necessary for the proper implementation of this Act.

(3) Any rescission or modification so made by the State Legislature shall be published in, the *Official Gazette* and shall thereupon take effect.

Provisions of Act to be in addition to and not in derogation of any other law.

27. The provisions of this Act shall be in addition to and not in derogation of the provisions of the Prevention of Corruption Act, 1988 or any other law ^{2 of 1988.} for the time being in force.

Repeal and savings.

28. (1) The Gujarat Lokayukta Act, 1986 is hereby repealed.

Guj. 31 of 1986.

(2) All proceedings in which inquiry or investigation has been initiated under section 10 (1) of the repealed Act and is pending before the Lokayukta under the repealed Act shall be continued by the Lokayukta Aayog in accordance with provisions contained in this Act.

(3) Any appointment of Lokayukta under repealed Act shall be deemed to be an appointment of a Lokayukta appointed under section 3(1) of this Act.

(4) Nothing contained in this Act shall be construed as affecting the constitution of, or the continuance of functioning or exercise of powers by any Commission of Inquiry appointed under the Commissions of Inquiry Act, 1952 before the commencement of this Act and no complaint shall be made ^{60 of 1952.} under this Act in respect of any matter referred for inquiry to such Commission before such commencement.

SCHEDULE

[See section 3(7)]

I.....having been appointed Lokayukta / Up-Lokayukta do swear in the name of God that I will bear true faith andsolemnly affirm allegiance to the Constitution of India as by law established, and I will duly and faithfully and to the best of my ability, knowledge and judgment perform the duties of my office without fear or favor, affection or ill will.

Extra No. 21



REGISTERED No. L2/RNP/G/GNR/84

વાણિક લવાજમનો દર રૂ. ૩૦૦૦/-



સત્યમેવ જયતે

The Gujarat Government Gazette

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. LV]

TURSDAY, SEPTEMBER 25, 2014/ASVINA 3, 1936

Separate paging is given to this Part in order that it may be filed as a Separate
Compilation.

PART IV

**Acts of Gujarat Legislature and Ordinances promulgated and Regulations
made by the Governor.**

EDUCATION DEPARTMENT

Sachivalaya, Gandhinagar, Dated the 25th September, 2014.

GUJARAT ORDINANCE NO. 1 OF 2014.

AN ORDINANCE

*further to amend the Gujarat Educational Institutions
Services Tribunal Act, 2006.*

WHEREAS the Legislative Assembly of the State of Gujarat is not in
session;

AND WHEREAS, the Governor of Gujarat is satisfied that
circumstances exist which render it necessary for him to take immediate action
to amend the Gujarat Educational Institutions Services Tribunal Act, 2006;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Gujarat is hereby pleased to make and promulgate the following Ordinance, namely :-

1. **Short title and commencement.-** (1) This Ordinance may be called the Gujarat Educational Institutions Services Tribunal (Amendment and Validation) Ordinance, 2014.

(2) It shall come into force at once.

2. **Guj. 20 of 2013 to be temporarily amended.-** During the period of operation of this Ordinance, the Gujarat Educational Institutions Services Tribunal Act, 2006 (hereinafter referred to as "the principal Act") shall have effect subject to the amendments specified in sections 3 to 10.

3. **Amendment of section 2 of Guj. 20 of 2013.-** In the principal Act, in section 2,-

(i) after clause (j), the following clause shall be inserted, namely:-

"(jj) "Schedule" means Schedule appended to this Act;";

(ii) for clause (m), the following clause shall be substituted,

namely:-

"(m) "University" means the University established by an Act of the State Legislature as specified in Schedule I and such other University as may be included in the said Schedule by the notification published in the *Official Gazette* by the State Government."

4. **Amendment of section 4 of Guj. 20 of 2013.-** In the principal Act, in section 4, in sub-section (1), to clause (a), the following proviso shall be inserted, namely :-

"Provided that no appointment of judicial member shall be made except with the concurrence of the Chief Justice of the High Court of Gujarat;".

5. **Amendment of section 6 of Guj. 20 of 2013.-** In the principal Act, in section 6, to sub-section (2), the following proviso shall be added, namely :-

"Provided that in case of a judicial member, no other duly qualified person shall be appointed except with the concurrence of the Chief Justice of the High Court of Gujarat."

6. **Amendment of section 7 of Guj. 20 of 2013.-** In the principal Act, in section 7, -

- (i) in clause (v), in the proviso, for the words "no member", the words "no administrative member" shall be substituted;
- (ii) after the existing proviso, the following provisos shall be inserted, namely :-

"Provided further that the State Government shall not terminate the appointment of any judicial member except with the concurrence of the Chief Justice of the High Court of Gujarat for any of the reasons provided in clauses (i) to (iv) :

Provided also that no judicial member shall be removed from his office on the ground of proved misbehavior except after an inquiry made by Judge of the High Court of Gujarat, to be nominated by the Chief Justice in which such member had been informed of the charge against him and given reasonable opportunity of being heard in respect of such charge."

7. *Substitution of section 9 of Guj. 20 of 2013.*- In the principal Act, for section 9, the following section shall be substituted, namely: -

Jurisdiction of Tribunal. "9. The Tribunal shall have jurisdiction to entertain and decide application preferred under section 11 and section 12 and the cases transferred to it under section 23."

8. *Substitution of section 11 of Guj. 20 of 2013.*- In the principal Act, for section 11, the following section shall be substituted, namely: -

Application. "11. (1) An employee aggrieved by the order or decision of the educational institution which is connected with the conditions of service of such employee or, as the case may be, the educational institution, may within a period of sixty days from the date of such order or decision, make an application to the Tribunal for the redressal of the grievance.

(2) Notwithstanding anything contained in sub-section (1), the Tribunal may entertain an application made to it after the expiry of the period of sixty days, if it is satisfied that the applicant has sufficient cause for not preferring the application within that period."

9. *Insertion of new section 11A in Guj. 20 of 2013.*- In the principal Act, after section 11, the following section shall be inserted, namely: -

Applications not to be entertained unless other remedies

"11A. (1) The Tribunal shall not entertain an application referred to in section 11 unless it is satisfied that the applicant had availed of all the remedies available to him under any law or under the relevant service rules as to the redressal of grievances.

(2) For the purposes of sub-section (1), the applicant shall be deemed to have availed of all the remedies available to him-

(a) if a final order has been made by the authority competent to pass such order rejecting any representation made or appeal preferred by such applicant in connection with the grievance; or

(b) where no final order has been made by the authority competent to pass such order with regard to the representation made or appeal preferred by such applicant, if a period of six months from the date on which such representation was made or appeal was preferred has expired:

Provided that such period of six months, in case of appeal or representation which is pending before the concerned authority for decision on the date of commencement of the Gujarat Educational Institutions Services Tribunal (Amendment and Validation) Ordinance, 2014, shall commence from the date of coming into operation of the said Ordinance.”.

Guj. Ord. 1 of 2014.

10. *Insertion of new Schedule in Guj. 20 of 2013.*- In the principal Act, the existing Schedule shall be renumbered as Schedule II and before Schedule II as so renumbered, the following Schedule shall be inserted, namely:-

“SCHEDULE I

Sr. No.	Act of State Legislature	No. and Year of Act
(1)	(2)	(3)
1.	The Gujarat University Act, 1949.	Bom. L of 1949.
2.	The Maharaja Sayajirao University of Baroda Act, 1949.	Baroda Act No. XVII of 1949.
3.	The Sardar Patel University Act, 1955.	Bom. XL of 1955.
4.	The Veer Narmad South Gujarat University Act, 1965.	Guj. 38 of 1965.
5.	The Saurashtra University Act, 1965.	Guj. 39 of 1965.
6.	The Maharaja Krishnakumarsinhji Bhavnagar University Act, 1978.	Guj. 26 of 1978.
7.	The Hemchandracharya North Gujarat University Act, 1986.	Guj. 22 of 1986.
8.	The Dr. Babasaheb Ambedkar Open University Act, 1994.	Guj. 14 of 1994.
9.	The Krantiguru Shyamji Krishna Verma Kachchh University Act, 2003.	Guj. 5 of 2003.
10.	The Shree Somnath Sanskrit University Act, 2005.	Guj. 25 of 2005.
11.	The Gujarat Technological University Act, 2007.	Guj. 20 of 2007.

Sr. No.	Act of State Legislature	No. and Year of Act
(1)	(2)	(3)
12.	The Children's University Act, 2009	Guj.15 of 2009.
13.	The Indian Institute of Teacher Education, Gujarat Act, 2010.	Guj. 8 of 2010.
14.	The Institute of Infrastructure Technology, Research And Management Act, 2012.	Guj. 5 of 2013.”.

11. Validation of appointment of, and judgments or orders delivered by the judicial member.- (1) Notwithstanding any judgment, decree or order of any court, no appointment of any person as a judicial member of the Tribunal made before the commencement of this Ordinance without the concurrence of the Chief Justice of the High Court of Gujarat, shall be deemed to be illegal or void or ever to have become illegal or void by reason only of the fact that such appointment was not made in accordance with the provisions of the principal Act as amended by this Ordinance.

(2) No jurisdiction exercised, no judgment or order passed or made, and no other act or proceeding done or taken, before the commencement of this Ordinance by, or before, any person appointed, posted, as a Judicial Member of the Tribunal otherwise than in accordance with the provisions of this Ordinance, shall be deemed to be illegal or invalid or ever to have become illegal or invalid by reason only of the fact that such appointment or posting, was not made in accordance with the provisions of the principal Act as amended by this Ordinance.

STATEMENT

The State Government has enacted the Gujarat Educational Institutions Services Tribunal Act, 2006. Sub-section (2) of section 3 provides for the appointment of such number of judicial as well as administrative members as may be appointed by the State Government in the Gujarat Educational Institutions Services Tribunal. Section 4 of the said Act *inter alia* provides for the appointment of judicial officer who is or has been a District Judge for atleast three years. Section 6 provides for temporary appointment of the judicial as well as the administrative member of the Tribunal. Section 7 provides for the termination of the appointment of the judicial as well as the administrative member of the Tribunal. The provisions of the said Act do not at present provide for either appointment or removal of a judicial member with the concurrence of the Chief Justice of the High Court of Gujarat. It is considered necessary that appointment or removal of a judicial member should take place in concurrence of the Chief Justice of the High Court of Gujarat. Therefore, the provisions of sections 4, 6 and 7 are suitably amended.

It is also considered necessary that provisions of section 11 should be more specific and unambiguous and therefore the provisions of section 11 are suitably amended and a new section 11A is also inserted.

Since the existing provisions of the said Act do not provide for the concurrence of the Chief Justice of the High Court of Gujarat for appointment of a judicial member, a provision in section 11 is made so as to validate the appointment of a judicial member already made prior to coming into force of this Ordinance. A provision is also made to validate the judgments or the orders passed by the judicial member in any proceedings who has been appointed otherwise than in accordance with the provisions of the principal Act as amended by this Ordinance.

An opportunity has also been taken to make certain consequential amendment in the said Act.

As the Gujarat Legislative Assembly is not in Session, this Ordinance is promulgated to amend the said Act to achieve the aforesaid object.

Dated the 25th September, 2014.

O. P. KOHLI,
Governor of Gujarat.

By order and in the name of the Governor of Gujarat,

MUKESH PURI,
Principal Secretary to Government.



सत्यमेव जयते



The Gujarat Government Gazette

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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV

Acts of Gujarat Legislature and Ordinances promulgated and
Regulations made by the Governor.

GOVERNMENT CENTRAL PRESS, GANDHINAGAR.

CORRIGENDUM

In the Gujarat Lokayukta Aayog Act, 2013 (Guj. 20 of 2014) published in the Gujarat Government Gazette, Extraordinary, Part IV, Extra No. 20, dated the 25th September, 2014, at page 20, in the Schedule, for the lines 2 and 3, read as follows:-

"/ Up-Lokayukta do swear in the name of God that I will bear true
Solemnly affirm
faith and allegiance to the Constitution of".

P. G. SHAH,
Manager,
Government Central Press,
Gandhinagar.

Extra No. 23

REGISTERED No. L2/RNP/G/GNR/84

વાર્ષિક લવાજમનો દર રૂ. ૩૦૦૦/-



सत्यमेव जयते

The Gujarat Government Gazette

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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and
Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 4th November, 2014, is hereby published for general information.

C. J. GOTH,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 21 OF 2014.

(First published, after having received the assent of the Governor, in the
"Gujarat Government Gazette", on the 5th November, 2014).

AN ACT

further to amend the Bombay Provincial Municipal Corporations Act, 1949,
the Gujarat Municipalities Act, 1963 and
the Gujarat Panchayats Act, 1993.

It is hereby enacted in the Sixtieth Year of the Republic of India as follows:-

1. (1) This Act may be called the Gujarat Local Authorities Laws (Amendment) Act, 2009. Short title and commencement.
- (2) This section shall come into force at once and the remaining provisions shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint and different dates may be appointed for different provisions of the Act.

- Amendment of section 5 of Bom. LIX of 1949.** 2. In the Bombay Provincial Municipal Corporations Act, 1949 (hereinafter referred to as "the Municipal Corporations Act"), in section 5, - **Bom. LIX of 1949.**
- (1) in sub-section (5), for the word "One-third", the words "As nearly as may be one-half" shall be substituted;
 - (2) in sub-section (6), for the words "one third", the words "as nearly as may be one-half" shall be substituted;
 - (3) in sub-section (7), for the word "One-third", the words "As nearly as may be one-half" shall be substituted.

- Insertion of new sections in Bom. LIX of 1949.** 3. In the Municipal Corporations Act, after section 16, the following sections shall be inserted, namely:-

"OBLIGATION TO VOTE"

- Obligation to vote.** 16A. (1) It shall be the duty of a qualified voter of the Municipal Corporation to vote at the election of the Municipal Corporation, however, he will be free to cast his vote in favour of none of the candidates contesting election as indicated in sub-section (2).

- (2) The qualified voter shall cast his vote in favour of none of the candidates contesting election, in the manner as may be prescribed by rules, in case where he does not want to cast his vote in favour of any candidate.

- Declaration of a voter to be a defaulter voter.** 16B. (1) The election officer, as may be designated by the State Election Commission, may declare the voter to be the defaulter voter who failed to vote at the election of a Municipal Corporation after giving him a notice in the form prescribed by rules.

- (2) The State Government shall be competent to prescribe by rules to be laid before the State Legislature, the disadvantages or consequences to be suffered by a defaulter voter.

- Valid and sufficient reasons for not voting.** 16C. A qualified voter shall be exempted to vote at the election of the Municipal Corporation -

- (1) if he is physically incapable due to illness to vote or other bodily infirmity to come and discharge his obligation, or
- (2) if he is absent on the date of election from the country or State of Gujarat, or
- (3) for such other valid and sufficient reasons as may be prescribed by rules by the State Government in consultation with the State Election Commission.

16D. (1) An election officer shall issue a notice to the voter who failed to vote at the election of the Municipal Corporation. Notice.

(2) The election officer shall by a notice inform the voter that he appears to have failed to vote at the election and that it is the duty of voter to vote at election. The voter may within a period of one month inform the valid and sufficient reasons, if any, for not voting alongwith supporting documents such as medical certificate, a copy of passport, etc.

(3) If no reply to the notice referred to in sub-section (1) is received within a period of one month or where the voter writes to the election officer reasons for not voting and where the election officer is not satisfied with the reasons given by voter as valid and sufficient, the election officer shall by an order in writing containing reasons declare him a defaulter voter.

16E. (1) The voter who is aggrieved by the order of the election officer under section 16D may prefer an appeal in the form prescribed by rules, within a period of one month, to the Appellate Officer designated as such by the State Election Commission. Appeal.

(2) The Appellate Officer after providing an opportunity of being heard to the appellant may pass an appropriate order. The order of the Appellate Officer shall be final.”.

Guj. 34
of 1964.

4. In the Gujarat Municipalities Act, 1963 (hereinafter referred to as “the Municipalities Act”), in section 6,--

**Amendment of
section 6 of
Guj. 34 of 1964.**

(1) in sub-section (2), -

- (i) in clause (a), for the figure “21”, the figure “24” shall be substituted;
- (ii) in clause (b), for the figure “27”, the figure “28” shall be substituted;
- (iii) in clause (d), for the figure “42”, the figure “44” shall be substituted;
- (iv) in clause (e), for the figure “51”, the figure “52” shall be substituted;

(2) in sub-section (3),-

- (i) in clause (b), for the word “One-third”, the words “As nearly as may be one-half” shall be substituted;
- (ii) in clause (c), for the word “one-third”, the words “as nearly as may be one-half” shall be substituted;
- (iii) in clause (d), for the word “one-third”, the words “As nearly as may be one-half” shall be substituted.

Insertion of new sections in Guj. 34 of 1964. 5. In the Municipalities Act, after section 15, the following sections shall be inserted, namely:-

“OBLIGATION TO VOTE

Obligation to vote. 15A. (1) It shall be the duty of a qualified voter of the Municipality to vote at the election of the Municipality, however, he will be free to cast his vote in favour of none of the candidates contesting election as indicated in sub-section (2).

(2) The qualified voter shall cast his vote in favour of none of the candidates contesting election, in the manner as may be prescribed by rules, in case where he does not want to cast his vote in favour of any candidate.

Declaration of a voter to be a defaulter voter. 15B. (1) The election officer, as may be designated by the State Election Commission, may declare the voter to be the defaulter voter who failed to vote at the election of a Municipality after giving him a notice in the form prescribed by rules.

(2) The State Government shall be competent to prescribe by rules to be laid before the State Legislature, the disadvantages or consequences to be suffered by a defaulter voter.

Valid and sufficient reasons for not voting. 15C. A qualified voter shall be exempted to vote at the election of the Municipality –

- (1) if he is physically incapable due to illness to vote or other bodily infirmity to come and discharge his obligation, or
- (2) if he is absent on the date of election from the country or State of Gujarat, or
- (3) for such other valid and sufficient reasons as may be prescribed by rules by the State Government in consultation with the State Election Commission.

Notice. 15D. (1) An election officer shall issue a notice to the voter who failed to vote at the election of the Municipality.

(2) The election officer shall by a notice inform the voter that he appears to have failed to vote at the election and that it is the duty of voter to vote at election. The voter may within a period of one month inform the valid and sufficient reasons, if any, for not voting alongwith supporting documents such as medical certificate, a copy of passport, etc.

(3) If no reply to the notice referred to in sub-section (1) is received within a period of one month or where the voter writes to the election officer reasons for not voting and where the election officer is not satisfied with the reasons given by voter as valid and sufficient, the election officer shall by an order in writing containing reasons declare him a defaulter voter.

15E. (1) The voter who is aggrieved by the order of the election officer under section 15D may prefer an appeal in the form prescribed by rules, within a period of one month, to the Appellate Officer designated as such by the State Election Commission. **Appeal.**

(2) The Appellate Officer after providing an opportunity of being heard to the appellant may pass an appropriate order. The order of the Appellate Officer shall be final."

Guj. 18 of 1993.

6. In the Gujarat Panchayats Act, 1993 (hereinafter referred to as "the Panchayats Act"), in section 9,-

(1) in sub-section (4), for the word "seven", occurring at two places, the word "eight" shall be substituted;

Amendment of section 9 of Guj. 18 of 1993.

(2) in sub-section (5),-

- (i) in clause (b), for the words "One third", the words "As nearly as may be one-half" shall be substituted;
- (ii) in clause (c), for the words "One third", the words "As nearly as may be one-half" shall be substituted.

7. In the Panchayats Act, in section 10,-

Amendment of section 10 of Guj. 18 of 1993.

(1) in sub-section (4), for the word "fifteen", occurring at two places, the word "sixteen" shall be substituted;

(2) in sub-section (5),-

- (i) in clause (b), for the words "One third", the words "As nearly as may be one-half" shall be substituted;
- (ii) in clause (c), for the words "One third", the words "As nearly as may be one-half" shall be substituted.

8. In the Panchayats Act, in section 11,-

Amendment of section 11 of Guj. 18 of 1993.

(1) in sub-section (4), for the word "seventeen", occurring at two places, the word "eighteen" shall be substituted;

(2) in sub-section (5),-

- (i) in clause (b), for the words "One third", the words "As nearly as may be one-half" shall be substituted;
- (ii) in clause (c), for the words "One third", the words "As nearly as may be one-half" shall be substituted.

Insertion of new
sections in Guj.
18 of 1993.

9. In the Panchayats Act, after section 34, the following sections shall be inserted, namely:-

"OBLIGATION TO VOTE"

Obligation
to vote.

34A. (1) It shall be the duty of a qualified voter of the Panchayats to vote at the election of the Panchayat, however, he will be free to cast his vote in favour of none of the candidates contesting election as indicated in sub-section (2).

(2) The qualified voter shall cast his vote in favour of none of the candidates contesting election, in the manner as may be prescribed by rules, in case where he does not want to cast his vote in favour of any candidate.

Declaration
of a voter to
be a
defaulter
voter.

34B. (1) The election officer, as may be designated by the State Election Commission, may declare the voter to be the defaulter voter who failed to vote at the election of a Panchayat after giving him a notice in the form prescribed by rules.

(2) The State Government shall be competent to prescribe by rules to be laid before the State Legislature, the disadvantages or consequences to be suffered by a defaulter voter.

Valid and
sufficient
reasons for
not voting.

34C. A qualified voter shall be exempted to vote at the election of the Panchayat -

- (1) if he is physically incapable due to illness to vote or other bodily infirmity to come and discharge his obligation, or
- (2) if he is absent on the date of election from the country or State of Gujarat, or
- (3) for such other valid and sufficient reasons as may be prescribed by rules by the State Government in consultation with the State Election Commission.

Notice.

34D. (1) An election officer shall issue a notice to the voter who failed to vote at the election of the Panchayats.

(2) The election officer shall by a notice inform the voter that he appears to have failed to vote at the election and that it is the duty of voter to vote at election. The voter may within a period of one month inform the valid and sufficient reasons, if any, for not voting alongwith supporting documents such as medical certificate, a copy of passport, etc.

(3) If no reply to the notice referred to in sub-section (1) is received within a period of one month or where the voter writes to the election officer reasons for not voting and where the election officer is not satisfied with the reasons given by voter as valid and sufficient, the election officer shall by an order in writing containing reasons declare him a defaulter voter.

34E. (1) The voter who is aggrieved by the order of the election officer under section 34D may prefer an appeal in the form prescribed by rules, within a period of one month, to the Appellate Officer designated as such by the State Election Commission. **Appeal.**

(2) The Appellate Officer after providing an opportunity of being heard to the appellant may pass an appropriate order. The order of the Appellate Officer shall be final.”.

10. In the Panchayats Act, in section 51, in sub-section (2), in clause (b), in sub-clauses (i) and (ii), for the words “One third”, the words “As nearly as may be one-half” shall be substituted. **Amendment of section 51 of Guj. 18 of 1993.**

11. In the Panchayats Act, in section 63, in sub-section (2), in clause (b), in sub-clauses (i) and (ii), for the words “One third”, the words “As nearly as may be one-half” shall be substituted. **Amendment of section 63 of Guj. 18 of 1993.**

12. In the Panchayats Act, in section 77, in sub-section (2), in clause (b), in sub-clauses (i) and (ii), for the words “One third”, the words “As nearly as may be one-half” shall be substituted. **Amendment of section 77 of Guj. 18 of 1993.**

13. Notwithstanding anything contained in this Act, the Municipal Corporation, the Municipality or, as the case may be, the Panchayat constituted immediately before the commencement of the provisions of this Act, amending the Bombay Provincial Municipal Corporations Act, 1949, the Gujarat Municipalities Act, 1963 and the Gujarat Panchayats Act, 1993 shall continue till the expiration of its duration or till it is dissolved before its duration. **Continuance of existing municipal corporations, municipalities and panchayats.**

Bom. LIX of 1949.
Guj. 34 of 1964.
Guj. 18 of 1993.



सत्यमेव जयते

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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and
Regulations made by the Governor.

શ્રેયાન વ્યવસ્થાપકશ્રી, સરકારી મધ્યસ્થ મુદ્રણાલય, ગાંધીનગર દ્વારા
સુધારો

ક્રમાંક : વાચન-ગેઝેટ-સુધારો-૬-૨૦૧૪ વિભાગ:-વૈધાનિક અને સંસદીય બાબતોનો
વિભાગના જાહેરનામા નં. Guj/Act/15/2014/205/C, dt. 28-7-2014નું જાહેરનામું ગુજરાત
સરકારના ગેઝેટ ભાગ IV અસાધારણ નં. 15 તા. 28-7-2014 ના પેજ નંબર : 15-1 થી 15-3
ઉપર પ્રસિધ્ધ થયેલ છે.

જેમાં નીચે પ્રમાણે સુધારો વાંચવો.

READ	INSTEAD OF
Page No. 15-1 28 th July, 2014.	Page No. 15-1 26 th July, 2014.

તા. ૨૧મી નવેમ્બર, ૨૦૧૪.

પી. જી. શાહ,
ઈનચાર્જ વ્યવસ્થાપક,
સરકારી મધ્યસ્થ મુદ્રણાલય
ગાંધીનગર.



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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations
made by the Governor.

The following Act of the Gujarat Legislature, having been assented
to by the Governor on the 27th November, 2014, is hereby published for
general information.

C. J. GOTH,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 22 OF 2014.

(First published, after having received the assent of the Governor, in the
"Gujarat Government Gazette", on the 28th November, 2014)

AN ACT

further to amend the Gujarat Educational Institutions Services Tribunal
Act, 2006.

It is hereby enacted in the Sixty-fifth Year of the Republic of India
as follows:-

1. (1) This Act may be called the Gujarat Educational Institutions
Services Tribunal (Amendment and Validation) Act, 2014.

Short title and
commencement.

(2) It shall be deemed to have come into force on the 25th September,
2014.

Amendment of
section 2 of Guj.
20 of 2013.

2. In the Gujarat Educational Institutions Services Tribunal Act, 2006 (hereinafter referred to as "the principal Act"), in section 2,-

Guj. 20 of 2013.

(i) after clause (j), the following clause shall be inserted, namely:

"(jj) "Schedule" means Schedule appended to this Act;";

(ii) for clause (m), the following clause shall be substituted, namely:-

"(m) "University" means the University established by an Act of the State Legislature as specified in Schedule I and such other Universities as may be included in the said Schedule by the notification published in the *Official Gazette*, by the State Government."

Amendment of
section 4 of Guj.
20 of 2013.

3. In the principal Act, in section 4, in sub-section (1), to clause (a), the following proviso shall be inserted, namely:-

"Provided that no appointment of a judicial member shall be made except with the concurrence of the Chief Justice of the High Court of Gujarat;".

Amendment of
section 6 of Guj.
20 of 2013.

4. In the principal Act, in section 6, to sub-section (2), the following proviso shall be added, namely:-

"Provided that in case of a judicial member, no other duly qualified person shall be appointed except with the concurrence of the Chief Justice of the High Court of Gujarat."

Amendment of
section 7 of Guj.
20 of 2013.

5. In the principal Act, in section 7, -

(i) in clause (v), in the proviso, for the words "no member", the words "no administrative member" shall be substituted;

(ii) after the existing proviso, the following provisos shall be inserted, namely:-

"Provided further that the State Government shall not terminate the appointment of any judicial member except with the concurrence of the Chief Justice of the High Court of Gujarat for any of the reasons provided in clauses (i) to (iv) :

Provided also that no judicial member shall be removed from his office on the ground of proved misbehavior except after an inquiry made by the Judge of the High Court of Gujarat, to be nominated by the Chief Justice in which such member had been informed of the charge against him and given reasonable opportunity of being heard in respect of such charge."

6. In the principal Act, for section 9, the following section shall be substituted, namely: -

Substitution of section 9 of Guj. 20 of 2013.

Jurisdiction of Tribunal.

“9. The Tribunal shall have jurisdiction to entertain and decide application made under section 11 and section 12 and the cases transferred to it under section 23.”.

7. In the principal Act, for section 11, the following section shall be substituted, namely: -

Substitution of section 11 of Guj. 20 of 2013.

Application.

“11. (1) An employee aggrieved by the order or decision of the educational institution which is connected with the conditions of service of such employee or, as the case may be, the educational institution, may within a period of sixty days from the date of such order or decision, make an application to the Tribunal for the redressal of the grievance.

(2) Notwithstanding anything contained in sub-section (1), the Tribunal may entertain an application made to it after the expiry of the period of sixty days, if it is satisfied that the applicant has sufficient cause for not making the application within the said period.”.

8. In the principal Act, after section 11, the following section shall be inserted, namely: -

Insertion of new section 11A in Guj. 20 of 2013.

Application not to be entertained unless other remedies exhausted.

“11A. (1) The Tribunal shall not entertain an application referred to in section 11 unless it is satisfied that the applicant had availed of all the remedies available to him under any law or under the relevant service rules as to the redressal of grievances.

(2) For the purposes of sub-section (1), the applicant shall be deemed to have availed of all the remedies available to him-

(a) if a final order has been made by the authority competent to pass such order rejecting any representation made or appeal preferred by such applicant in connection with the grievance; or

(b) where no final order has been made by the authority competent to pass such order with regard to the representation made or appeal preferred by such applicant, if a period of six months from the date on which such representation was made or appeal was preferred has expired:

Provided that such period of six months, in case of appeal or representation which is pending before the concerned authority for decision on the date of commencement of the Gujarat Educational Institutions Services Tribunal (Amendment and Validation) Act, 2014,

Guj. 22 of 2014.

shall commence from the date of coming into operation of the said Act.”.

Amendment of
section 24 of Guj.
20 of 2013.

9. In the principal Act, in section 24, for the word “Schedule”, the word and figures “Schedule II” shall be substituted.

Insertion of new
Schedule in Guj.
20 of 2013.

10. In the principal Act, the existing Schedule shall be renumbered as Schedule II and before Schedule II, as so renumbered, the following Schedule shall be inserted, namely:-

“SCHEDULE I

(See section 2 (m))

Sr. No.	Act of State Legislature	No. and Year of Act
(1)	(2)	(3)
1.	The Gujarat University Act, 1949.	Bom. L of 1949.
2.	The Maharaja Sayajirao University of Baroda Act, 1949.	Baroda Act No. XVII of 1949.
3.	The Sardar Patel University Act, 1955.	Bom. XL of 1955.
4.	The Veer Narmad South Gujarat University Act, 1965.	Guj. 38 of 1965.
5.	The Saurashtra University Act, 1965.	Guj. 39 of 1965.
6.	The Maharaja Krishnakumarsinhji Bhavnagar University Act, 1978.	Guj. 26 of 1978.
7.	The Hemchandracharya North Gujarat University Act, 1986.	Guj. 22 of 1986.
8.	The Dr. Babasaheb Ambedkar Open University Act, 1994.	Guj. 14 of 1994.
9.	The Krantiguru Shyamji Krishna Verma Kachchh University Act, 2003.	Guj. 5 of 2003.
10.	The Shree Somnath Sanskrit University Act, 2005.	Guj. 25 of 2005.
11.	The Gujarat Technological University Act, 2007.	Guj. 20 of 2007.
12.	The Children’s University Act, 2009	Guj.15 of 2009.
13.	The Indian Institute of Teacher Education, Gujarat Act, 2010.	Guj. 8 of 2010.
14.	The Institute of Infrastructure, Technology, Research And Management Act, 2012.	Guj. 5 of 2013.”.

11. (1) Notwithstanding any judgment, decree or order of any court, no appointment of any person as a judicial member of the Tribunal made before the commencement of this Act without the concurrence of the Chief Justice of the High Court of Gujarat, shall be deemed to be illegal or void or ever to have become illegal or void by reason only of the fact that such appointment was not made in accordance with the provisions of the principal Act as amended by this Act.

Validation of appointment of, and judgments or orders delivered by the judicial member. Repeal and savings.

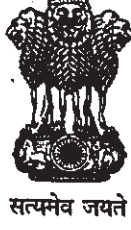
(2) No jurisdiction exercised, no judgment or order passed or made, and no other act or proceeding done or taken, before the commencement of this Act by, or before, any person appointed, posted, as a Judicial Member of the Tribunal otherwise than in accordance with the provisions of this Act, shall be deemed to be illegal or invalid or ever to have become illegal or invalid by reason only of the fact that such appointment or posting, was not made in accordance with the provisions of the principal Act as amended by this Act.

Guj. Ord. 1 of 2014.

12. (1) The Gujarat Educational Institutions Services Tribunal (Amendment and Validation) Ordinance, 2014 is hereby repealed.

Repeal and savings.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act as amended by this Act.



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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 27th November, 2014, is hereby published for general information.

C. J. GOTH,
Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 23 OF 2014.

(First published, after having received the assent of the Governor, in the "*Gujarat Government Gazette*", on the 28th November, 2014)

AN ACT

further to amend the Gujarat Provincial Municipal Corporations Act, 1949, the Gujarat Municipalities Act, 1963 and the Gujarat Panchayats Act, 1993.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. (1) This Act may be called the Gujarat Local Authorities Laws (Amendment) Act, 2014.

Short title and commencement.

(2) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

Amendment of
section 10 of Bom.
LIX of 1949.

2. In the Gujarat Provincial Municipal Corporations Act, 1949 ^{Bom. LIX of 1949.} (hereinafter referred to as "the Municipal Corporations Act"), in section 10, in sub-section (1), after clause (h), the following clause shall be inserted, namely:-

"(hh) has no facility of water closet or privy accommodation at the place of his ordinary residence:

Provided that a sitting Councillor shall be deemed to have incurred disqualification if he does not submit to the Municipal Commissioner, within six months from the date of commencement of the Gujarat Local Authorities Laws (Amendment) Act, 2014, a certificate issued by the concerned Deputy Municipal Commissioner of the Corporation in whose jurisdiction his ordinary residence is situated, to the effect that he is having facility of water closet or privy accommodation at the place of his ordinary residence;"

Guj. 23 of 2014.

Amendment of
section 15 of Bom.
LIX of 1949.

3. In the Municipal Corporations Act, in section 15, in sub-section (1), for the words "three months", the words "six months" shall be substituted.

Amendment of
section 11 of Guj.
34 of 1964.

4. In the Gujarat Municipalities Act, 1963, in section 11, in sub-section (1), after clause (f), the following clause shall be inserted, namely:-

Guj. 34 of 1964.

"(ff) has no facility of water closet or privy accommodation at the place of his ordinary residence :

Provided that a sitting Councillor shall be deemed to have incurred disqualification if he does not submit to the District Collector, within six months from the date of commencement of the Gujarat Local Authorities Laws (Amendment) Act, 2014, a certificate issued by the Chief Officer of the concerned Municipality in whose jurisdiction his ordinary residence is situated, to the effect that he is having facility of water closet or privy accommodation at the place of his ordinary residence.

Guj. 23 of 2014.

Explanation.- For the purpose of this clause, "water closet or privy accommodation" shall have the same meaning as is given to the term "water closet" in Explanation to section 167A of the Act;"

Amendment
of section 7
of Guj. 18 of
1993.

5. In the Gujarat Panchayats Act, 1993 (hereinafter referred to as "the Panchayats Act"), in section 7, in sub-section (1), for the words "fifteen thousand", the words "twenty-five thousand" shall be substituted.

Guj. 18 of
1993.

Amendment
of section 9
of Guj. 18 of
1993.

6. In the Panchayats Act, in section 9,-

(a) in sub-section (4), for the words "one thousand", the words "three thousand" shall be substituted;

(b) to sub-section (4), the following proviso shall be added, namely:-

“Provided that the amendment made in this sub-section by the Gujarat Local Authorities Laws (Amendment) Act, 2014 shall not have effect till the expiration of duration of any village panchayat, unless sooner dissolved.”.

Guj. 23 of 2014.

7. In the Panchayats Act, in section 30, in sub-section (1), after clause (k), the following clause shall be inserted, namely:-

Amendment of
section 30 of
Guj. 18 of 1993.

“(kk) has no facility of water closet or privy accommodation at the place of his ordinary residence:

Provided that a sitting member shall be deemed to have incurred disqualification if he does not submit to the Taluka Development Officer of the taluka, within six months from the date of commencement of the Gujarat Local Authorities Laws (Amendment) Act, 2014, a certificate issued by the Gram Panchayat Mantri of the panchayat in whose jurisdiction his ordinary residence is situated, to the effect that he is having facility of water closet or privy accommodation at the place of his ordinary residence.

Guj. 23 of 2014.

Explanation.- For the purpose of this clause, “water closet or privy accommodation” shall have the same meaning as is given to the term “water closet” in Explanation to section 107 of the Act;”.

Extra No. 27

REGISTERED NO.L2/RNP/G/GNR-84

વાર્ષિક લવાજમનો દર રૂ. ૩૦૦૦/-



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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 27th November, 2014, is hereby published for general information.

C. J. GOTH,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 24 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 28th November, 2014).

AN ACT

further to amend the Gujarat Water Supply and Sewerage Board Act, 1978.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. (1) This Act may be called the Gujarat Water Supply and Sewerage Board (Amendment) Act, 2014.

Short title and commencement.

(2) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

Guj. 18 of 1979.

2. In the Gujarat Water Supply and Sewerage Board Act, 1978 (hereinafter referred to as "the principal Act"), in section 1, in sub-section (2), the words "cities and" shall be deleted.

Amendment of section 1 of Guj. 18 of 1979.

Amendment of
section 2 of Guj.
18 of 1979.

3. In the principal Act, in section 2, -

(1) for clause (vi), the following clause shall be substituted, namely:-

“(vi) “City” means the City as defined under clause (8) of section 2 of the Gujarat Provincial Municipal Corporations Act, 1949;”;

Bom. LIX of
1949.

(2) in clause (xv), for the words “a municipality”, the words “a municipal corporation, a municipality” shall be substituted;

(3) after clause (xviii), the following clause shall be inserted, namely:-

“(xviii-a) “municipal corporation” means the Municipal Corporation of the City;”;

(4) in clause (xxvii), before sub-clause (a), the following sub-clause shall be inserted, namely :-

“(a-i) in relation to a municipal corporation, the Gujarat Provincial Municipal Corporations Act, 1949;”.

Bom. LIX of
1949.

Amendment of
section 39 of Guj.
18 of 1979.

4. In the principal Act, in section 39, sub-section (3) shall be deleted.



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PART IV

Acts of Gujarat Legislature and Ordinances promulgated and
Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 27th November, 2014, is hereby published for general information.

C. J. GOTHI,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 25 OF 2014.

(First published, after having received the assent of the Governor, in the "*Gujarat Government Gazette*", on the 28th November, 2014).

AN ACT

further to amend the Gujarat Private Universities Act, 2009.

WHEREAS the G S F C Education Society, Vadodara had applied to the State Government under the provisions of the Gujarat Private Universities Act, 2009 to establish a Private University in the State;

Guj. 8 of 2009.

AND WHEREAS the said application has been scrutinized by the Scrutiny Committee and on the report of Scrutiny Committee, the State Government has issued the letter of intent to the sponsoring body for establishment of the Private University;

AND WHEREAS the State Government is satisfied that the sponsoring body has complied with the conditions of letter of intent as provided in section 10 of the said Act and has also established the Endowment Fund as per the letter of intent;

NOW, THEREFORE, the Government of Gujarat, in accordance with the provisions of section 10 of the said Act, includes the institution specified in column 2 of the Schedule as the Private University, by the name and location of the aforesaid sponsoring body as specified in column 4 of the Schedule.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

Short title and commencement.

1. (1) This Act may be called the Gujarat Private Universities (Second Amendment) Act, 2014.

(2) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

Amendment of Schedule to Guj. 8 of 2009.

2. In the Gujarat Private Universities Act, 2009, in the Schedule, after the entry at serial No. 14, the following entry shall be inserted, namely:-

Guj. 8 of 2009.

Sr. No.	Name and Address of the Private University.	Details of Registration and Registration Number.	Sponsoring Body.
1.	2.	3.	4.
"15.	G S F C University, Vadodara.	Trust Registration – Vadodara, No. F-2607-Vadodara (under the Gujarat Public Trusts Act, 1950). Society Registration – Vadodara, No. Gujarat-2924, Vadodara (under the Societies Registration Act, 1860).	G S F C Education Society, Vadodara – 391 750.”.



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PART IV

**Acts of Gujarat Legislature and Ordinances promulgated and
Regulations made by the Governor.**

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 28th November, 2014, is hereby published for general information.

C. J. GOTHI,
Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 26 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 29th November, 2014).

AN ACT

further to amend the Gujarat Agricultural Universities Act, 2004.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

1. This Act may be called the Gujarat Agricultural Universities (Second Amendment) Act, 2014. **Short title.**

**Guj. 5 of
2004.**

2. In the Gujarat Agricultural Universities Act, 2004, in section 10, in sub-section (1), in clause (b), for the words "sixty-five years", the words "seventy years" shall be substituted. **Amendment of
section 10 of
Guj. 5 of 2004.**



सत्यमेव जयते

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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 28th November, 2014, is hereby published for general information.

C. J. GOTHI,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 27 OF 2014.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 29th November, 2014).

AN ACT

further to amend the Gujarat Forensic Sciences University Act, 2008.

It is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:-

- | | | |
|------------------|--|---|
| 1. | This Act may be called the Gujarat Forensic Sciences University (Amendment) Act, 2014. | Short title. |
| Guj. 17 of 2008. | 2. | In the Gujarat Forensic Sciences University Act, 2008, in section 8, - |
| | (1) | in sub-section (2), in clause (iii), for the words "sixty-five years", the words "seventy years" shall be substituted; |
| | (2) | for sub-section (3), the following sub-section shall be substituted, namely :- |
| | (3) | The Director General shall hold office for a term of three years and shall be eligible for re-nomination for more than one term." |
| | | Amendment of section 8 of Guj. 17 of 2008. |